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THE GARIBALDI-GRILLO PLACER MINE CASE

NEITHER SIDE GETS JUDGMENT

Full Text of the Opinion of Court in this Famous Suit.

In The Superior Court of The State of California, in and for the county of Amador.

Frank Garibaldi and Frank Devenenzi Plaintiffs, vs. John B. Grillo, James Grillo and August Grillo, Defendants.

OPINION.

Plaintiffs bring this action to quit their title to a thirty acre tract of surveyed unpatented mineral land of United States known, as the Gold Dnst placer claim, and described as the west half of south west quarter of the north east quarter, and the west half of the east half of the south west quarter of the north east quarter of section twenty-two in township seven north of range twelve east, M. D. B. & M. in the Volcano mining district, Amador county, and their claim to the same is based upon a notice of location dated and posted upon the ground on Aug. 28, 1908, upon which day they distinctly marked their location upon the ground so that its boundaries could be readily traced. Plaintiffs entry upon the land for the purpose of making the location was peaceable made, but since then they have never had actual possession of any part of the claim, nor have they performed any labor upon it.

Defendants have disclaimed any interest to the most westerly ten acres of the tract alleged by plaintiffs to be owned by them but by way of a cross complaint they assert title to the remaining twenty acres upon the grounds: 1. That they have held and worked the ground for more than five years preceeding the commencement of this action, and have thereby acquired title without a location. 2. That they are grantees of one J. B. Skinner, who made a valid location of the twenty acres as a placer claim on July 8, 1896, notice of which location was recorded July 27, 1896, with the recorder of Volcano mining district.

The evidence given upon the trial showed without conflict that this mining ground was covered with a lava cap that was deep in some places; that there is supposed to be an ancient channel containing gold-bearing gravel under what is known as Humbug gulch; that this claim enters the twenty acres in dispute near the southwesterly corner, and running in a north-easterly course it passes out of the twenty acres at about midway in the eastern line, and many years ago a discovery shaft was sunk in the gulch at a point about equidistant in its course, from its point of entrance to its point of departure in the twenty acre claim. This shaft was sunk apparently to a depth of about thirty feet, and gravel was reached, whether gold bearing or not does not appear, but it was shown that on account of the water encountered the most practical way of working the gravel was by means of a tunnel started from adjoining ground.

Skinner, after making his location, spent two or three days in making surveys for the purpose of selecting a course for a tunnel to develop the claim. He settled upon a point and started his tunnel upon patented land about 500 feet east from the eastern boundary of the twenty acre claim. There was evidence at the trial showing that work was thereafter performed in driving the tunnel forward toward the shaft each and every year up to August 20, 1902, the date upon which defendants claim to have acquired ownership, but it cannot be said that the evidence proves the expenditure of the \$100 worth of labor required for every one of these years.

On Dec. 28, 1896, Skinner conveyed a one-half interest in the claim to M. Christensen, and on August 7, 1900, M. Christensen filed with the county recorder his affidavit showing that he had performed the annual labor for 1896 and 1899, upon the twenty acre claim and that Skinner had failed to contribute his portion of such expense after demand by publication.

Since August 20, 1902, defendants claiming ownership of the twenty acres in dispute have expended more than \$100 each year in driving the tunnel forward, besides many hundreds of dollars in running drifts, and before the trial of this action they had by means of the tunnel penetrated under the surface of the very ground in dispute, but the evidence does not establish the distance, if any, that defendants had penetrated under this twenty acre claim at the time of the commencement of this action. No work of any kind has ever been per-

formed by defendants or by Skinner or his grantees or assigns upon the surface of the ground, nor within the boundaries of the claim prior to the location claimed by plaintiff.

Plaintiffs contend that as there has been no labor performed within the boundaries of the claim until after the location claimed by them there has been no annual labor performed upon the claim, but it was said in Hall v. Kearney, 33 Pac. Rep. 373, "where work done outside of a claim tends to its development, it is immaterial if it is upon adjoining patented ground, and running a tunnel for purpose of prospecting two separate and distinct claims owned by same person is to be credited to both, and the owner is not required also to perform work on surface."

Book v. Justice Mining Co., 58 Fed. Rep. 109. And again De Noon v. Morrison, 83 Cal., 165, "Running a tunnel on an adjoining claim in close proximity is sufficient to hold claim. And to the same effect is Hain v. Matters, 83 Pac. Rep., 125.

Giving due effect to the foregoing authorities the evidence in the case fairly establishes that during the time they have claimed ownership, defendants have in good faith each year performed the necessary development work upon the twenty acres in dispute, by their work in driving the tunnel forward.

Each side to this controversy claims that the other has not made a discovery within the limits of the claim, and each in defense of its own location has intimated that no discovery is necessary to perfect a claim upon placer mineral land.

"Discovery is just as essential in case of placers as it is in lode locations, and the rules as to what constitutes a valid discovery in the latter apply with equal force to the former, with such modifications only as necessarily flow from the different forms in which the deposits occur. . . . According to a ruling of the department, the fact that the land has been returned, mineral by the surveyor general does not obviate the necessity of a discovery as the basis of a placer location, as without such discovery the location is void.

1 Lindley on Mines, sec. 437. Although in some instances courts have questioned the necessity of an actual discovery of mineral upon gold placer ground it is established by the decided weight of authority that appropriate discovery is as necessary to the location of a placer claim as to the location of a lode claim.

Steele v. Tanana Mines R. Co. United States Circuit Court of Appeals. 148. Rep. 679.

In Miller v. Christman, 140 Cal. 445 in speaking of the location of an oil claim the court said: The location of oil claims is governed by the mineral laws applicable to the location of placer mining claims. The two requirements admittedly essential to the validity of a location such as this are: That the location must be distinctly marked upon the ground so that the boundaries can be readily traced, and that there must be a discovery of minerals within the limits of the land located.

It is now well settled that a discovery of mineral within the limits of the claim is an essential to the validity of the location in the case of placer as it is in the lode locations.

New England etc. Oil Co. v. Congdon 125 Cal. 213.

There was a serious controversy between counsel during the argument as to whether the plaintiff Garibaldi's testimony showed that he had made a discovery of gold within the limits of the claim. The following is the complete testimony of the witness as to discovery as disclosed by the short hand reporter's notes of the trial:

Ques. You were present in assisting in prospecting the claim and taking samples out?

Ans. Yes sir.

Ques. Just describe what you did?

Ans. Just took two pans of dirt and prospecting them, one at each place, two places.

Ques. That was before you located there?

Ans. Yes sir.

Ques. You found—(The reporter here failed to obtain the remainder of the (Continued on page 8)

THOUSANDS OF TROUT FRY NEED ATTENTION.

Caught in Pot Holes in the Bed of a Small Creek They Will Die Unless Rescued

Mr W. W. Word of 60 Castro street, San Francisco, came down from Silver Lake Monday, and he reports a condition existing at the southern or western end of the lake which should be remedied by all means. There is a creek which rises some distance down in Amador county, and empties into the lake during the winter, spring and early summer, but late in the summer or early fall it dries completely up near the lake, and in consequence thousands upon thousands of trout fry are caught in the pot holes, where they gradually die. At the time Mr Word was at Silver Lake, he and another gentleman dipped more than 25,000 of the young trout out of the holes and put them into the lake. They estimated that there were 100,000 of the fry already dead, and more than double that number yet land-bound with the water slowly drying up, with the certainty that they will all be dead in a week or ten days unless they are dipped out into vessels and carried to the lake. This little stream is one of the greatest natural breeding places for trout in the State, and in the past seasons the fish and game commission have had a dairyman, who keeps his herd on Plasse meadows during the summer, attend to dipping the fry out of the holes when the creek begins to dry up and transferring them to the lake. For some reason the matter was not attended to this year and the result will be an awful loss of fine young trout. Silver Lake is in Amador county, but many persons from this city visit it during the summer, and we are therefore interested in keeping the supply of fish in its waters. No finer trout fishing is to be found in the state than that which is found at Silver Lake, and the natural breeding of trout in the small streams keep its waters well stocked.—El Dorado Nugget.

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Big Timber Land Deal

A deed comprising 21 pages of type-written matter was recorded in this county a few days ago, by the terms of which the Big Trees Improvement Co., incorporated under the laws of California, conveys to Charles F. Ruggles, of Manistee, Michigan, 24,431.47 acres of timber land, situated in Calaveras and Amador counties, together with personal property; subject to a mortgage held by the Central trust Company of San Francisco. The consideration stated in the deed is \$10. The deed is signed by F. J. Solinsky as president, and T. C. Tognazzini, secretary. The authority to make this transfer was given by a favorable vote of 18750 shares, or more than two-thirds of the total capital stock. The land in this county is believed to be a portion of that held by the Amador Lumber Company which in this county is assessed for 21,495 acres. Whether this transfer of large tracts of timber land means the inauguration of enterprises to get the timber to market, or merely is a speculative move, we are not prepared to say.

Hospital Repairs

A representative of the Ledger visited the county hospital this week, and was shown the urgency of certain repairs to the premises and grounds. The interior is neat and clean in every way. The roof, however, is old and leaky—day-light showing in many places. The gutters are rotten and in many places have disappeared. Outside stairway is also shabby. The foundation of the porch needs attending to. Woodshed and wash-house will leak badly unless repaired. The fence dividing the hospital and Ginocchip lot is entirely gone, and that along the creek and the Eudy place is in bad shape. There can be no dispute about the need of considerable repair work upon the buildings and fences, and the supervisors are expected to take action to that end before the rainy season commences.

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KILLED IN UTICA MINE Jas H Sargent of Middle Bar One of the Victims

A message was received from Angels Camp on Tuesday that James Hardenburg Sargent, a young man born and raised at Middle Bar in this county, had met a violent death that morning in the Utica mine. From the meager reports it appears that young Sargent was working with two others, one of them named Thomas Arthur. They had fired a round of holes, and retreated to a place of safety for the blasts to be exploded. As soon as the smoke had cleared away, Arthur and Sargent went to the face. Arthur noticed some pieces of debris falling, which to him assumed the character of a danger signal. He called to Sargent to stand back. Sargent, however, jokingly replied that it was safe enough. Arthur therefore grabbed Sargent in the effort to force him out of harm's way. Just then a mass of rock came down upon them both, killing them instantly. The other man was not involved in the cave, and escaped unhurt. Sargent was the youngest son of Mr and Mrs A. J. Sargent, the pioneer settlers of Middle Bar in this county. He was 32 years of age, and born and raised on the old homestead at the Bar. He had been working at the Utica mine but a short time. He was employed at the Kennedy last year, and from there he went to the copper mine at Camp Seco, leaving there to go to Angels.

He leaves a widowed mother, two brothers, J. L. Sargent of Jackson, and F. Sargent of Monterey county. The funeral was held yesterday, interment on the homestead tract at Middle Bar, where his father and other relatives are resting.

Beating Slot Machines

Nickel-in-the-slot machines that pay cash are illegal devices, but nevertheless they are tolerated in some counties. Amador among the number. Being illegal it is an open question whether a prosecution based on a palpable effort to secure their contents by unfair methods could be made to stick. This condition of affairs has led to creation of professional slot machine beaters. There are different ways of beating the machines, the latest experience in this city being the nearest of all. A pair of sports struck the camp recently. They were slot machine fiends, but not to lose money by the game. They were expert players. After dropping a few nickels or quarters in the capacious maw, by a deft slight-of-hand turn, the machine was made to dump its contents of coin into the possession of the player. Its a money making scheme, and the schemers are immune from prosecution. Of course the saloonmen quickly catch on to the beaters, but the professionals tarry not long enough to be interfered with, and pass on to raid the next camp.

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Furniture Moved.

Hotel Arrivals

Globe

Thursday—Jas McBride, Sacramento; A. U. Webbery, Amador; James Woodworth, San Francisco; Mrs Emery Tinton, Shasta; Annie Murray, Ione; P. Morryhan, Latrobe.

Friday—B. A. Farmer, Stockton; W. Pitt, Pine Grove; Jerry Jones and wife, Mammoth; F. Burke, Louisville, Ky.; Geo. Lievre, New York; F. Gorman, Angels; W. Moore, Copper Hill; Arthur Roberts.

Saturday—H. A. Dennison, Sacramento; Chas. Bambridge, Oakland; Mrs Hattie Frakes, Shake Ridge; L. Kimball, Volcano; John Brown, Stony Creek; W. M. Hanley, New York Ranch; W. M. Jacobs, San Francisco, Rachel B. Huey, Chico; A. Newman, Pine Grove. Sunday—J. Giannini, Volcano; J. C. Werly, Madera; R. Molinare, Electra; W. M. Mismore, Tuolumne Co.; John McGill, Seattle, Washington; G. Blanchard; W. Ludekens, Pine Grove; Miss Clare Wilde, Mrs G. Giles, San Francisco; Gubery, San Francisco.

Monday—Chas. McCormick, Stockton; H. Roberts, Galt; E. Ellsworth, Woodland; A. Russell, Woodbridge; John I. Henderson, M. Newman, San Francisco.

Tuesday—J. W. Peterman; F. Mine-sini San Francisco; M. Hammer Ione; I. C. Woodcock and wife, Mokelumne Hill; P. Bianchi Amador.

Wednesday—Hans Matrich; San Francisco E. Bales, Amador.

National

Thursday—E. Platt, Chicago; Paul T. Fleisher, E. A. Hamahan, San Francisco; F. Grassi, J. Cooley; Sacramento.

Friday—F. Reeb, Roy C. Jones, F. D. Teller, San Francisco; Wm Bodyfield, Henry W. Marks, Sacramento.

Saturday—Geo. A. Gray, R. H. Graves, Stockton; F. Baumeister, H. Cramer, J. E. Nelson, J. A. Ransall, San Francisco; Grove L. Johnson and wife, Sacramento; J. F. Martin, Ione R. S. Crookston, Al Woodfolk, Electra.

Sunday—M. E. McCaskey, Edgewood. Monday—Leopold Levy, J. C. Ewbanks, H. S. Horr, C. H. Steeman, H. C. Ganden, J. M. Taylor, J. Sullivan, San Francisco Earle Wayne, Sacramento E. R. Turner, Tonopah, Nev.

Tuesday—T. C. Woodcock, Mokelumne Hill; W. H. Mitchell and wife, Valley Springs; E. H. Harrington, Amador; J. H. Sheehy, J. Sullivan, San Francisco; H. Silberton, G. L. Price, Sacramento R. O. McKeen.

Wednesday—S. Martin, J. F. Newell, E. M. Fisher, J. J. McMahon, J. Green, A. Cattui, C. Ewbank, W. L. Banbridge, San Francisco W. J. Currie, Chicago.

School Statistics

School superintendent W. H. Green-halgh reports for the year July 1, 1908, to June 30, 1909, that the number of teachers employed in the schools of Amador county was 63—males 8 females 55 The average daily attendance of pupils was 1235. The amount paid for teachers salaries was \$31,004.50, exclusive of the lone union high school. The valuation of school lots, buildings and furniture is placed at \$77,336. During the year the school superintendent made 92 visits to the schools under his charge.

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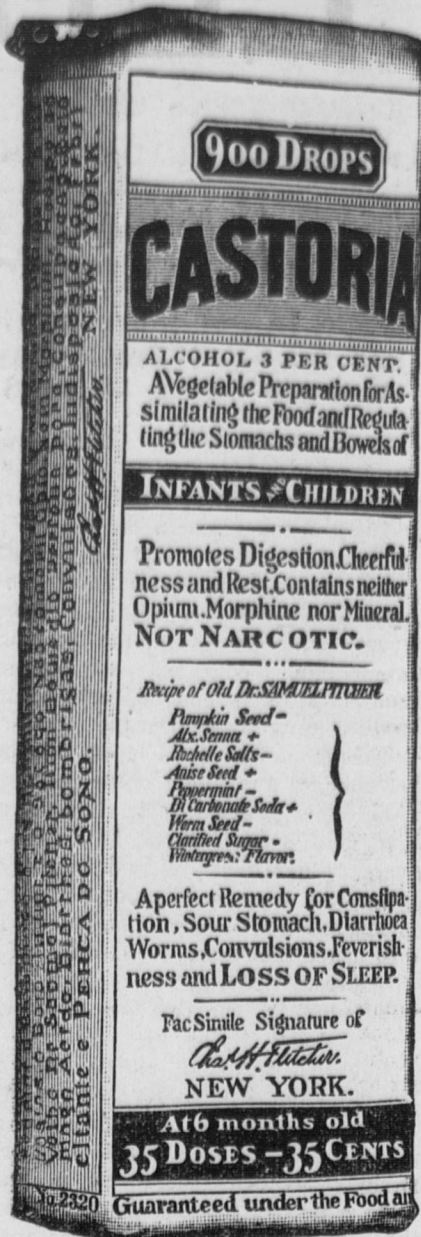
FRIDAY.....SEPTEMBER 17, 1909

Editorial Column.

IS IT SO?

Alex Brown, chairman of the state board of equalization, in a conversation with San Joaquin people, is reported to have stated, for the purpose of reconciling them to the boest given to the assessment roll of that county by the state equalizers, that the county would gain rather than lose by the raise—meaning of course that the aggregate lift of assessment rolls throughout the state, and the reduced state levy based thereon, would more than compensate, so far as San Joaquin is concerned, for the lower assessment roll and the higher state levy that would have been inevitable had the board of equalization taken no action. In enlarging upon the subject he said he believed in a high assessment and a low tax rate, rather than a low assessment and a high tax rate. In most of the counties of California the tax rate was close up to the danger point. The idea was conveyed that a certain amount had to be raised to support the local government, and it made no real difference to the property holder whether he paid \$2 tax on \$100 assessed valuation, or \$1 per \$100 on a \$200 valuation, while the last named proposition looked much the more inviting to the intending settler. This process of reasoning is sound enough in theory, but is not borne out by actual practice. It suits the exigencies of the state government just now. More money was needed to lubricate the machinery. Two ways were open to get it. One was to clap on a heavier tax rate, which would fall upon every taxpayer. The other was to boost the assessment in certain low-listed counties, which would place the burden upon the property holders in the uplifted counties. The latter was considered the preferable route. Now the advice is handed out that if all county assessors would bring up their property to a closer approximation to "actual cash value," a lower tax rate for both state and county purposes would be the result, and the tenderfoot immigrant would not be scared at the prospect of the excessive demands for governmental expenses. However plausible the plan may appear to the uninitiated, Mr Brown ought to know that in practice it has proven very disappointing. It has been tried in Amador county more than once, and each time the people have been called upon to pay increased taxes. Our present county assessor made a general arbitrary increase of assessed valuations, being prompted thereto, in a measure at least, by the expectation that a corresponding reduction would be made in the tax rate. But the decreased rate never materialized, and the average taxpayer had to contribute to the public treasury a larger sum than before. The truth is, local government expenses, like those of the state institution, have been increasing by leaps and bounds at a much faster gait than the actual increase of property values. The county managers are anxious for party reasons to avoid the displeasure attaching to raising the tax levy. But a padded assessment roll or a drop of a few cents in the state rate, furnishes the opportunity to swell the treasury without increasing the rate per \$100. And such opportunities are rarely allowed to go by default. In Amador county in years gone by we have managed to get along fully as well as we do now on a lower tax rate with an assessment roll fully twenty-five per cent less than at present. No doubt Amador county is not an exception in this respect. Similar experience has been met with all along the line. Every arbitrary boost of assessment valuations establishes a new basis for getting more money for local purposes without incurring the odium of swelling the tax rate. It is probably this feature of the situation that stirs the ire of the people in the southern part of the state, where the assessment boosts have been chiefly made. They know the sophistry of the argument that a big property roll means a proportionate lowering of the tax rate.

The southern part of the state is seriously discussing the question of secession. Mass meetings are being held to foster the new state movement. The people are thoroughly worked up over the slap administered by the state board of equalization in raising their assessments. The soreness over that action will take a long time to heal, but state division does not offer much relief. It was anything but a politic move—even conceding its justness—to raise up a sectional issue in that fashion.



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THE BEGINNING OF A LONG JOURNEY.

By GEORGE HERBERT BOHN.
(Copyright, 1909, by American Press Association.)

A few years ago I was obliged to connect between two railroads by stage-coach. I had been doing some hard traveling, was tired out, and my nerves were generally unstrung. The only other passengers in the coach were an old gentleman and a young lady whom I presumed to be his daughter. They occupied the back seat and I the front. There was no middle seat. Indeed, the coach was a small, shabby affair, a ghost of the solid, imposing vehicle in which our ancestors used to ride. Both windows were up, and, thinking to improve the air, which seemed to me to be very stuffy, I let down the one next to which I was sitting. The young lady sat directly opposite me and when I lowered the window cast an apprehensive glance at her father, another at me, then coolly put the window back in its place.

Had she been a man there would have been an explosion then and there. As it was, I set my lips together, breathed hard and racked my brain for a gentlemanly means of crushing her. At last, finding what I considered a honeyed thunderbolt, I launched it.

"Madam," I began icily, "had you not your pardon, sir, but I am not madam."

This took away something of the steel cold sharpness of what I had to say, for I couldn't begin with "Miss," it would sound ridiculous.

"I assure you," I began again, "that whether you are miss or madam makes no difference whatsoever in this instance. I was about to say—"

"It makes some difference to me whether or no I am addressed properly."

I waited a few moments.

"Had you," I began a third time, "said to me, 'May I ask you to allow the window to remain closed, my father being delicate and I fearing a draft for him?' I would certainly—"

"Had you said, 'Do you object to my lowering the window?' I would have had an opportunity to tell you whether I wished it open or closed. You took it upon yourself to lower it, and I therefore took it upon myself to close it."

"Technically you are right, really wrong. With a stuffy atmosphere like this it is to be presumed that you would prefer at least one open window. Common politeness compelled me to lower it."

"And common protection of my right to be consulted in the matter compelled me to raise it."

I knew in my heart that I was wrong, but when the nerves are the mainspring of one's acts one gets deeper into the mire.

"I have supposed," I replied after some silence, "that a woman's strength is in her weakness. Granting your right to be consulted—and I concede you this right as one of the softer sex"—I put an unnecessary inflection on the word "softer"—"as to granting this right, I say, would it not have been more effective with a gentleman to have—"

"With a gentleman, yes."

"You must excuse me," I retorted hotly, "from further discussion with one who forgets—"

"At this point something occurred to stop my speech—something that filled me with astonishment. The old gentleman, who had been paying no attention to our tilting, took an orange out of his pocket, tore off a large piece of the rind and threw it out of the closed window. It went right through the glass without sound or resistance. I put my hand where I had supposed the pane to be, and there was no pane there."

The young lady burst into a merry laugh.

Ordinarily I should have laughed too. But in addition to a headache and strained nerves I had placed myself in a false position and about nothing.

"Did you know there was no glass there?" I asked in the same cold tone as before.

"From the first."

"Then your fear of a draft upon your father?"

"This gentleman is not my father, nor is he with me. I don't think he has understood what we have been talking about. I heard him speaking German with the driver. You acted without consulting him or me, so I concluded to—"

"Teach me politeness."

By way of reply she took up a lunch box and, opening it, handed me a chicken sandwich. I took it and several more, following them up with other eatables. Then I took out my flask and washed the whole down with a stiff horn. I was about to take out my cigar case when I stopped suddenly.

"Do you object to smoke?" I asked politely.

"Not at all," she replied, with a smile.

"Nor that confounded old fellow beside you?"

"I can't tell, not speaking his language. But since he is a German I presume he doesn't. Besides, there is plenty of fresh air coming in through the closed window."

Whether it was the lunch or the melon corn juice or a pair of dimples I now noticed flanking the girl's smile, the rest of the journey was as delightful as its beginning had been unpleasant. Indeed, it has never ended. That I and I are travelling on through life in company.

OFFICIAL MAP

—OF—

Amador County

veys by D. C. CARLTON, showing township and school district boundaries, ownership of all lands according to assessment roll of 1904, mineral claims, canals, location of all school-houses; also a townsite map of principal towns, namely Jackson, Sutter Creek, Ione, Amador City, Drytown, Plymouth and Volcano.

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Amador county comprises an area of 48 square miles. It lies on the western slope of Sierra Nevada mountains, and embraces within its territory all the diversity of valley, foothill, and high mountainous lands.

Climate.—The climate of the populous portions of the county is as genial and healthful as can be found anywhere in California. As climate is one of the most valuable assets of this favored state in attracting population, Amador stands second to no county in this regard. It should, and no doubt will in time, when its climatic advantages are more thoroughly understood and appreciated, become a health resort not only for those in less favored states, but for the residents of other parts of California. The temperature alone the central portion rarely falls below 30 degrees above zero in winter, and as rarely rises to 100 degrees in the summer. Snow seldom falls in the settled districts, and never remains on the ground for more than a few hours. Of course, in the high mountain regions of eastern Amador the snowfall is very heavy—which is characteristic of the entire Sierra Nevada range. The summer season is always accompanied with cool nights; permitting of sound, refreshing slumber. Fogs are rare, cyclones are unknown, thunderstorms are infrequent.

Gold Mining.—The county, although rich in other sources of wealth, comparatively untouched, is noted principally for her quartz mines. The deepest gold mines in America are located here. The Kennedy mine is now taking gold in liberal quantities from quartz extracted from a depth of over 3000 feet below the surface, with every indication that the pay ore extends to a much greater depth. Since the discovery of gold, the county has contributed fully \$100,000,000 to the world's supply of the precious metal. The mines are still yielding at the rate of about two million dollars annually. Nearly all of this wealth is produced by eight or ten mines operating on what is called the "mother lode," stretching clear across the county in a north-easterly direction a distance of twenty miles. The mines aggregate between 400 and 500 stamps, and furnish employment for over 1000 miners. This industry is still in its infancy. The unexplored territory, even along the main gold belt, is far in excess of the ground that has actually been worked or prospected. The county offers today one of the most inviting fields to be found anywhere in the world for the investment of capital in the fascinating business of gold mining, not alone along the mother lode, but also in the almost untouched mineralized country of the east belt, some ten or twelve miles from the main lode.

Besides gold, we have copper, deposits of pottery, coal, marble, slate, limestone, granite, and soapstone or talc—all undeveloped.

Agricultural Capabilities.—The agricultural possibilities equal, if not excel, the mineral riches. The valley lands will produce anything that can be grown in the most favored sections. In the foothill lands all kinds of deciduous fruits thrive; also all kinds of vegetable are raised where irrigation is practicable along the numerous water courses. Further up in the mountains, at an altitude of 2000 to 2500 feet, the soil is admirably adapted for apples and potatoes. A ready market for many times the quantity now raised of these commodities can be found in the various mining towns.

Grape culture and winemaking are becoming important industries, both the grapes and wine commanding a better price than the product of the lowland.

Land is cheap compared with other California lands. Improved farms may be secured for one-fourth the price current in some places. Unimproved lands can be had from \$5 to \$10 per acre. It does not require a fortune to buy a small ranch. There is room for a large addition to our agricultural population. Vast tracts now devoted to cattle ranges might be made the homes of hundreds of prosperous farmers.

Amador has a population of less than 12000. Three fourths of this is concentrated in a strip of three miles above and below the mineral belt.

Jackson, the county seat, has about 2500 inhabitants, and is an incorporated city of the sixth class. Other towns are Sutter Creek, Amador City, Drytown, Plymouth, Volcano, Pine Grove and Oleta. Ione City is the metropolis of the valley section, a thriving town of 1000 inhabitants.

The community is law abiding. Educational facilities are excellent. A schoolhouse is within easy reach of nearly every family. There is one high school, located at Ione.

The assessment roll for 1909 is \$5,--800,793, and the tax rate for both state and county purposes \$2 on the \$100. The Southern Pacific has a branch railroad running to Ione. From this point the Ione and Eastern railroad extends 14 miles further to the mining section.

The various religious denominations and fraternal organizations are well represented. The power plant of the Standard Electric Co.—one of the largest in the world—is located four miles from Jackson.

FAIR PLAY AN AMERICAN TRAIT

Can you Find us a Man, Woman or Child in This Broad, Free Land Who Will Not Agree With Us.

Everyone is entitled to a show, and that is all the Eilers Music Company asks, regardless of what anyone may tell you. Be fair to yourselves and give us an opportunity to show you our line of high-grade pianos, and find out personally how little money it takes to own a really first-class instrument. You know it is unreasonable for you to expect someone who has pianos to sell himself to tell you the many good makes of pianos we handle, and the extremely low figure we sell them for, consequently we ask you to give us an opportunity to do this very thing ourselves, and also we want enough of your time to explain to you our easy payment plan, which permits you to have a piano in your home at once. It matters not how many other obligations you may have to meet. We know that we have the reputation of selling fine pianos for a much less price than anyone else can offer. We know we have this reputation, for the simple reason that we know we do exactly that. Now if the above statements are untrue, at least convince us in person and not leave it to hearsay.

Frankly, would we dare to put the matter thus plainly to you unless we knew that we are in a position to demonstrate

all we claim? Would it not be suicide for us to bring all these points up for you to inquire into, and then be unable to demonstrate to your satisfaction the truth of our statements? A show we are entitled to, not because we say so, but because the American people as a body stand together on this very point, and we are frank to say that we are willing to take our chances in the good old U. S. A.

Get this statement once more: We control the very best piano agencies that can be secured on earth. We sell the same or a better grade instrument for less money than can be procured in any other piano house outside of one of Eilers Music Co's stores. We have a larger assortment to select from. We give better opportunities to pay for a piano, and you get with your instrument an Eilers guarantee, which has no loopholes, a simple, plain ordinary agreement in the English language.

Listen to this, will you? Money back if you are not satisfied. Again we ask you, give us a show, and put the saving in the bank for a rainy day. Eilers Music Company, Mail building, Stockton, R. S. Irvine, Mgr.

A Traveling Man's Experience

I must tell you my experience on an East bound O. R. & H. N. R. train from Pendleton to LetGrande, Ore., writes Sam A. Garber, a well known traveling man. I was in the smoking department with some other traveling men when one of them went out into the coach, and came back and said there is a woman sick unto death in the car. I at once got up and went out, found her very ill with cramp colic; her hands and arms were drawn up so you could not straighten them, and with a death-like look on her face. Two or three ladies were working with her and giving her whiskey. I went to my suit case and got my bottle of Chamberlain's Colic, Cholera and Diarrhoea Remedy I never travel without it, ran to the water tank, put a double dose of the medicine in the glass, poured some water into it and stirred it with a pencil; then I had quite a time to get the ladies to let me give it to her, but I succeeded. I could at once see the effect and worked with her, rubbing her hands, and in twenty minutes I gave her another dose. By this time we were almost into LetGrande, where I was to leave the train. I gave the bottle to the husband to be used in case another dose should be needed, but by the time the train ran into LetGrande she was all right, and I received the thanks of every passenger in the car. For sale by Jackson Drug Store Spagnoli, Prop.

Value of Laughter.

"Having vainly tried many and various remedies to restore to health a business man whom I know and who had fallen into a morbid condition owing to years of overwork, a famous Baltimore physician at last persuaded his patient to take a course of funny stories, one at each meal, with an extra two at dinner," said a Baltimore man. "The patient, a solemn and gloomy fellow, at first rebelled, but finally, falling in with the idea, adopted the course recommended and was in the end restored to health, the effect of laughter being entirely to change his mental and bodily condition. Laughter, in fact, is one of the cheapest and most effective of medicines, breaking up stagnation of mind and body, and sending a healthy vibration through one's system. There is very little the matter with the man who can enjoy a hearty laugh."—Nashville Tennessean.

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Absolutely the lightest-running lock stitch Sewing Machine

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THE TONGUE.

It Appears That This Organ Can Be Eloquent Even When Silent.

From the observations made by a physiognomist it appears that the tongue when quite still can be as eloquent in giving its owner away as when it is wagging sixteen to the dozen. This is a hard fact for a silent man to swallow—in silence. His only remedy is to keep well so as to obviate the necessary injunction of the doctor to put his tongue out, for by this thrust out sign the doctor shall know him.

The tongue of the talker when obtruded inclines to the right side of the mouth, we are asked to believe, whereas the seldom used tongue gravitates to the left side. Orators, preachers and barristers are endowed with right sided tongues. Verbally parsimonious persons have left sided tongues.

Furthermore, "the tongue that shoots out straight without turning or wavering indicates a solid, reliable man of affairs." Tongues that turn up indicate impractical natures. A downward, drooping tongue belongs to a person born to poverty and a ready eye for the hopeless side of things.

The cruel tongue flattens and broadens when extended. The delicate speaking organ with curled up edges is the property of an imaginative and artistic being. When the tongue issues forth as if gripped in a dental vise it signifies a love of life more than ordinary.

Finally we are warned that the individual who thrusts forth his tongue to its extreme verge is a person to whom no secret should ever be confided, for he is an irresponsible chatterer.—London Chronicle.

The Great Change.

"Tommy," said the teacher of the juvenile class, "when water becomes ice, what is the great change that takes place?"

"The change in price," replied Tommy.—Exchange.

Why the Whistle Howled.

Passenger (on branch line)—Say, why does the engine always set up such a piteous howl at this particular spot? Guard—Ah! It was here the engineer first met his wife.—Kansas City Journal.

ANY LADY can easily make from \$18.00 to \$25.00 per week working for me quietly in her own home locality. This is a bona fide offer—one which will pay you to investigate, even if you can only spare two hours per day. No investment required. Turn your spare time into money. Write me at once for particulars. Address HARRIET M. RICHARDS, Box 30, Woman's Building, Joliet, Illinois. jy 1-71m

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THE CHIEF VESTAL.

By NORA E. RECTOR.
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In the middle of the fourth century A. D. the struggle between paganism and Christianity at Rome was drawing to a close. The Emperor Constantine still maintained the worship of the immortal gods, but his wife, the empress, secretly practiced the rites of the new religion. Nevertheless, since paganism was as yet the established worship of the state, those who openly avowed Christianity were still amenable to the terrible punishments inflicted by the earlier emperors.

Even the virgins appointed to keep up the sacred fire in the temple of Vesta, located in the center of the Roman forum, were becoming disaffected toward the religion under which for a thousand years their order had enjoyed inestimable privileges. So great was the honor attached to the position of vestal that every Roman girl aspired to the appointment. There were but six of them, dwelling in a marble house near the temple, served by numerous attendants and slaves. They were free to go anywhere unattended, and in the Coliseum a special box opposite that of the emperor was provided for them. If, then, the religion of Jesus was beginning to affect these most honored of Roman women, if it had already won over the empress, would it not soon carry with it the emperor, the senate and the Roman people?

One morning Claudia, the chief vestal, riding in her carriage for an airing, saw the sun glistening on the breastplates and helmets of a knot of soldiers. When they came near they halted and reverently made way for her to pass. A prisoner whom they were conducting alone stood erect in the presence of the sacred personage. He was Julius Flavius, a young Christian, who had openly refused to bow his head at the sacrifices to Jupiter and was being taken to the Mamertine prison to be strangled.

The vestal sat looking at the man, whose glance, rebellious at the reverence paid her pagan office, was lighted by a fire far more sacred than that over which she presided—love. In the two the conflicting religions met, and Claudia, touched also by the only immortal pagan god, spiritually yielded mastery to this servant of a new deity.

"Take off his chains," said the vestal to the officer in command.

"An order from the emperor?" asked the officer hesitatingly.

"No—by the privilege vested in me as one of the six virgins appointed to keep up the sacred fire. Whence came you that you do not know that any prisoner meeting one of our number goes free? Let fall his chains."

"Pardon," said the officer, bowing the knee humbly before her. "For years I have served in Gaul, and many of our home customs are unknown to me. Your sacred word is enough."

Approaching the prisoner, he took off his chains, and Julius Flavius stood before his liberator a free man.

"You have deprived me of the blessings of martyrdom," he said to her, "but you have prolonged my life that I may spread the faith of Jesus the Christ. May he win you, too, into the true church."

Claudia made no reply.

She ordered her charioteer to drive on, Flavius stood looking after her, hoping that she would turn her head, but she did not. When he came back to his surroundings he stood alone.

Above the house of the vestals towered a wing of the imperial palace. That night Claudia, climbing the height, entered the chamber of the empress and, tearing the fillet from her brow, threw herself into her imperial mistress' arms and poured into her ear a renunciation of paganism, a confession of the new religion.

Aided by the new ally, Flavius approached the emperor and besought him to declare as the religion of the state that faith which he had already adopted in his heart. The appeal was successful. When the morning came an edict went forth banishing the heathen gods.

The edict was all that saved Claudia from a terrible death. But paganism, though it had received its deathblow, was not dead, and Claudia, before free and honored among women, now dared not show her face on the streets of Rome. But Julius Flavius, whom she had saved from martyrdom, was taken up by the emperor and advanced as a concession to the Christian faction. In the imperial palace he again met the woman who had saved his life and whose immortal soul he had turned in the way of salvation. How different the meeting from that when Claudia was Vestala Maxima and Julius, loaded with chains, was on his way to the prison where Jugurtha and the Calpurne conspirators had perished. She whom he could not reverence as a pagan he worshiped as his Christian love.

In the ruins of the house of vestals at Rome there are a number of pedestals on which are the remains of statues of the last of the virgins who lived there. On one is an inscription in Latin praising the Vestala Maxima for her many virtues and her proficiency in the tenets of the pagan religion. One word of the inscription has been chiseled from the marble—the name of her whose praises are sounded. But the first and last letter remain, the first and last of the word Claudia. It is known that at the time of this story a Vestala Maxima went over to the new religion. Was the Claudia who saved Julius Flavius the Claudia whose name was erased from the pedestal and the Vestala Maxima one and the same person?

THE AMADOR LEDGER

Published in the Center of the Richest

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FROM OUR
CORRESPONDENTS

DEFENDEB.

Lee Nicholas has gone back to work on the ditch, after being laid up for ten days with a sprained ankle.

Mrs Cora McKenzie came up to Mrs T. C. McKenzie's, and took Maude down to spend a few weeks visiting relatives and friends.

Tom Coope passed here with a load of cement to build the lower dam, that is on the old ditch higher.

Mrs Fayette Mace sr. is visiting her son Fay and family. Everybody is pleased to see her in the mountains again.

H. Harker and wife went to Sutter yesterday, and Dr. Goodman invited them to go over to Amador with him in his new auto which they did, and thing it is all right.

Jess Werley will go back to Madera the 13th. He came home on the account of his brother's death.

Maude Barnhart and Mrs T. C. McKenzie are having there houses fixed up for winter, putting on new roofs and building some more rooms.

N. C. Williams has been on the sick list the last few days.

Miss Violet Hamilton spent Monday with Mary Nichols.

John Gardner' smiling face is seen on the road once more driving team for C. C. Luttrell.

W. H. Nichols and wife and two boys spent Monday in Jackson.

Sunny South.

AUKUM.

Sept. 10—Your correspondent has just arrived from his perfected timber claim close to the Caldor sawmill where he has been "rusticating" amid the balmy breeze where the ozone gives reparation to the crying lungs for aid. At day break the sonorous whistle of the sawmill sends forth a coarse voice over the mountains and through the dense forest that now surrounds. Immediately upon the sounding of the mill whistle the coyotes set up a howl as in unison with its efforts. The whistle blows two long blasts, an interval between them. This is the morning call for all employees to arise preparatory for the day's work. "Get up! it cries, get up, day has broken and now you must prepare to go to work." An hour afterwards the whistle sounds again and says in substance "Go to work."

John Hassell was over to my place last Wednesday. While there he killed a rattlesnake fully 2½ inches in diameter and fully 5 feet long, and having eleven rattles and a button as his signal warning that he was dangerous. John killed a fine five point buck recently that dressed 170 pounds.

The Mooney brothers crushed out of their mine recently 10-tons of rock which yielded them \$990, nearly a hundred dollars a ton.

The Mount Pleasant is working a number of men in the mine. There is talk of another company taking hold of the Joe Lyons mine that has laid idle for several years.

Since returning to my old home I was pained to hear that Mrs Seelye on Monday last received injuries from an old horse she had known for years to such an extent that she now lies at the point of death. Her children have been summoned from their various homes as a consequence of her approaching death which at this period seems inevitable. She got hurt somehow by unhitching her horse and leaving one tug unhitched. This scared the horse and in some way unknown produced the injuries which now seem fatal.

Mrs Vollmer of Oleta died at that place on Monday last, was buried Wednesday morning. She was a daughter of the late James O. Toole, a miner of Plymouth in its palmy days. She was a sister-in-law of D. Burke, now superintendent of the county hospital.

The threshers have closed their summer work around this and the surrounding country for the season.

Giddy Dick.

AMADOR.

Sept. 15—W. Deane is completing the work on the new mill at the Original Amador mine as fast as possible, and has a large arc light on the gallowes frame that makes Amador look like a prosperous town.

Mr and Mrs Frank Taylor passed through Amador Thursday on their way to Copper hill.

Frank Kelly, who has been visiting his parents for several weeks, returned to Los Angeles Friday.

Will Ninnis of Plymouth drove through town Saturday with a surrey full of mining men.

Wm. Deane left for San Francisco Friday.

Frank Largomarsino an employe of the Amador butcher shop, left Saturday morning for Seattle, where he will spend his vacation at Yukon exposition.

Earl Woods, who has been working for the California Consolidated Co., left Sunday morning for San Francisco to attend his sister's wedding. When

he returns he will reside in Sutter Creek.

Bert Walsh, superintendent of the California Consolidated Company left Sunday morning for Seattle.

Mrs D. Robinson and Mrs A. Kernvern of Martell were visiting Mrs O. Francher Sunday.

Mrs Earle Liversedge and baby are visiting Mrs D. Kelly.

Mrs O. E. Martin and daughter Merlin have just returned from a two months' vacation at Richmond.

The Amador orchestra gave a grand ball here Saturday night, which was largely attended. All had a good time.

James Bastian died last Monday after a long illness. He has been an old and respected resident of this place and county for a number of years. He leaves a large family of grown children. His funeral was held here Thursday by the Masons, and he was buried in Sutter Creek.

Mrs Kemp of Shasta county is visiting her daughter, Mrs J. Phipps jr.

The members of the board of supervisors are to meet here next Monday to look in to the condition of our bridge. We hope they will give us a new one, as we need it badly.

In paying four cents per share dividend, the Bunker Hill company has made the stockholders of this vicinity happy.

The Fremont Company is repairing the Gover gallowes frame, and intend to retimber the shaft.

Mr and Mrs J. R. Dunlap went to San Francisco Tuesday morning.

Primrose.

OLETA.

Sept. 14.— Our school opened again this morning with the same teacher as last year.

The measles are visiting among the families in the Gilbert district.

John Beaver is quite sick with the measles. Dr. Norman was in attendance last Friday.

Emmet Votaw of Forest Home is up for a few days busily engaged in gathering up cattle.

Mrs O'Toole and Mrs Burke of Jackson were visitors in town a few days of last week.

Miss Dottie Shealor, who has been working in the Candy Kitchen at Placerville for some time past, is now home on a short vacation.

George Schroder and family are talking of going below to work in the vineyards.

DRYTOWN.

C. Smith and W. Mills, who formerly lived on McWayne ranch passed through here this week from Nevada where they were engaged in catching wild horses. They report having caught 175 head.

Miss Lizzie Hodge went to lone Wednesday.

Dan Boni with several others went deer hunting Sunday. They caught several deer near the marble quarry.

Miss Elvalyn Craton and Everett Craton returned from the State Fair last week. Chris Meiss, an old pioneer passed away at his home near Carbondale.

Thomas Thompson and E. Spencer Manley have returned from the State fair. While there they visited Mrs D. K. McMillan and Mrs W. L. Palmer, Thomas Thompson's sisters.

SUTTER CREEK

Sept. 16—At the close of the regular meeting of the lady Maccabees Wednesday evening the ladies enjoyed an indoor basket lunch. Several invited guests were present, among them were a few sir knights. A very pleasant social time was spent by all present.

Stephen Thomas sr., after several months absence in Nova Scotia, has returned to his home here. Mrs Thomas who was staying with her son in Santa Clara Co., also returned with her husband. They will reside here this winter. Stephen Thomas sr. is attending the M. E. Conference.

Miss Mayme Sanderson went to Sacramento this morning for a few days' visit with her sisters at that place.

Thos. Jones of Oakland, with his wife and little daughter arrived here Monday evening to visit his mother and brothers, Mrs Edward Jones and sons for a couple of weeks.

Alex Menchin returned to his home here Monday evening, after living in Stockton for about a year. Mr McKenzie is in very poor health.

Chas Johnson returned Saturday evening from Seven Troughs, Nev., where he has been for several months being employed in the mines.

Mrs John Daneri and two children with her grandmother, Mrs J. Truan, left Tuesday morning to visit a short time in San Francisco with her cousins, Mr and Mrs A. W. Morrish.

Miss Martha Brown left Tuesday morning for Pacific Grove to attend the conference as a delegate from the M. E. church.

Mrs Annie Trelease and family returned to her old home here Wednesday evening from Sacramento, where they have resided for several weeks past.

John Pope returned Wednesday evening after an absence of several years living at Niles and Sacramento.

The biggest clubbing offer ever made. Amador Ledger and Bulletin—the leading evening daily paper of San Francisco, only \$3 per year, in advance. Subscribe now.

PLYMOUTH.

Sept. 15.—Last Monday night Grand Master Grove L. Johnson of Sacramento, held a joint meeting between Telegraph Lodge I. O. O. F. and Plymouth Lodge No. 260. The Rebekahs of both lodges were also invited to be present. D. D. G. M. Virgil Norton and wife, and D. D. G. P. Grace Johnson and husband of Sutter Creek, were present. The grand Master delivered a fine speech, after which a short program was rendered as follows:

Solo "Neath the Old Acorn Tree, Sweet Estelle." Tom Burke.

Remarks were made by the district dupty.

Piano and Cornet solo, Mae and Geo. Eelson; "Serenade" duett, Mrs H. E. Potter and Gabriel Roos; Recitation, "Farmer Stebbens on Roller," Ola Walton; solo, "Any old port in a storm" Gabriel Roos; Recitation, "At the masquerade," Bessie Brumfield; solo, "Smiling star" Lesley Walton.

After which everyone proceeded to the banquet hall and did ample justice to the good things with which the tables were spread. The hall was very nicely decorated with evergreens and flowers. Everyone seeme to enjoy themselves very much.

Mrs J. E. Walton accompanied by her son Wayne, returned Monday evening from Sacramento by the way of Latrobe. Her oldest boy Lesley left Tuesday morning for Sacramento, where he will visit his grandmother, Mrs J. S. Walton.

Mrs Ida Swartz of Carson City, Nevada, is here on a visit to her mother, Mrs Carol, at the Central hotel.

Mrs H. E. Potter and children were passengers on the outgoing stage to Jackson, where she will visit friends and relatives.

Mrs Jennie Crain left Tuesday for Consummes, where her mother is quite ill.

Jack Pritchard of this place is on the sick list.

Mr and Mrs Chas Walton made a business trip to Oleta last Monday.

Miss Mazzie Knapp of Oleta is visiting Miss Marie Weston of this place.

Paul Estey of Sacramento, formerly of this place was a passenger on the incoming Sacramento stage to-night, Wednesday. He has employment at the St. Bernard mine.

Mrs Josie Darling and little daughter accompanied by Mrs Rule were over from Bunker Hill, and were the guests of Mrs G. L. Clark.

Mrs Brown and son Albert of Oleta were in town to-day.

Lawrence Burke has been sick for several days but is on the improve now.

The Catholic ladies of this place intend giving a dance Nov. 6th.

Wild Roses.

DeWitt's Little Early Risers, the safe sure easy, gentle little liver pills. The original Carbolized Witch Hazel Salve is DeWitt's. The name is plainly stamped on every box. It is good for cuts, burns, bruises, sores, boils and sunburn—but it is especially good for Piles. Sold by City Pharmacy, F. W. Ruhre, Prop.

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Eat What
You want of the food you need
Kodol will digest it.

You need a sufficient amount of good wholesome food and more than this you need to fully digest it. Else you can't gain strength, nor can you strengthen your stomach if it is weak.

You must eat in order to live and maintain strength.

You must not diet, because the body requires that you eat a sufficient amount of food regularly.

But this food must be digested, and it must be digested thoroughly. When the stomach can't do it, you must take something that will help the stomach.

The proper way to do is to eat what you want, and let Kodol digest the food.

Nothing else can do this. When the stomach is weak it needs help; you must help it by giving it rest, and Kodol will do that.

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Webb Building, Jackson, Rooms 1 & 2.

CONTEST NOTICE

In The United States Land office at Sacramento State of California.
Robert O. McKean, Plaintiff; vs. Geshon G. Russell, Defendant.
Involving H. E. No. 6649, Serial 10137.

There was filed in this office on August 20, 1909, a corroborated contest affidavit against homestead entry No 6649, made May 13, 1897, for the NW¼ of SW¼ of Sec. 4, SE¼ of NE¼ and E¼ of SE¼ of Sec. 5, T. 7 N., R. 13 E., M. D. M., by Geshon G. Russell, the said contest affidavit being executed by Robert O. McKean, and alleging that the land involved has been wholly abandoned by said Russell for ten years past and that no attempt whatever has been made to cultivate and improve said land by said claimant.

Therefore, said parties are hereby notified to appear and offer evidence touching said allegations at ten o'clock A. M., on Monday, October 25, 1909, at ten o'clock A. M., before the Register and Receiver of the U. S. Land Office Sacramento, California. The contestant, in a proper affidavit filed August 20, 1909, having set forth facts which show that after due diligence, personal service of the notice of contest cannot be made, it is hereby ordered and directed that such notice be given by due and proper publication.

Dated, Sacramento, California, September 2, 1909.

JOHN F. ARMSTRONG
Register.
JOHN C. ING
Receiver.

BIG CUT

MONUMENTS

GRANITE

And CEMENT WORK

40 PER CENT LESS

Than I usually charge. I will do the work in any part of Amador and Calaveras county. Work guaranteed.

A. FRANATOVICH,
Stone Mason.

A. BASSO
Jackson's Harness Man

Main street, opposite Globe Hotel

The finest assortment of Harness in Jackson. Anything in the Harness line can be had here reasonable rates.

All kinds of repair work done.

Boots and Shoes repaired. au20

Your Chance Now.

We want to keep busy during the dull season.

Today we offer our great bargains to accomplish this.

Four hundred new styles to select from.

Every garment receives personal attention here.

Fit and workmanship guaranteed.

GEO. RAYMOND.
The London Tailor.

FOR RENT.—The store premises now occupied by the Red Front, on Main street, Jackson, opposite the Globe hotel. For particulars apply to George Weller, Jackson.

Money to Loan

On Real Estate at Prevailing Rates of Interest.

People's Savings Bank
OF SACRAMENTO,
400 J STREET.

Pays Interest on All Deposits.

We are under the supervision of the State Law of California. Money in State Savings Banks is Free From TAXES.

Accepts deposits in sums from ONE DOLLAR and upward.

Paid Up Capital and Reserve - 400,000

Assets - \$2,750,000

Does Strictly a Savings Bank Business

Send for our booklet, "BANKING BY MAIL"

When you are dry and dusty

CALL FOR

Gilt Edge Lager

—OR—

Doppel Brau

Sacramento's famous Beers

On draught everywhere. In bottles too

Sacramento Brewing Co.
P. J. RUHSTALLER, Mgr

SUPPOSING

that every salary and wage earner within the radius of the influence of this bank should deposit their salary or wage each month or week here and pay their bills by writing checks against their accounts, what would be the result? The result would be a large amount added to the circulating medium of the community, business would be stimulated, the teachers, clerks or laborers thus depositing their money would have their own convenience greatly conserved, and they and others would be benefitted. You double the power of your money when you put it in a bank.

Bank of Amador County
Jackson, California.

BANKING BY MAIL

The Stockton Savings and Loan Society with resources of \$4,000,000.00 offers every facility for doing a banking business by mail. Checks taken payable in any part of the United States. Our system of banking by mail practically brings this great bank to your door. To open an account with us, place the amount you wish to start within an envelope addressed to us and by return mail you will receive a bank book showing the amount of your deposit. The United States mails are safe and no one ever lost a dollar in this way. We solicit the accounts of farmers, business men and others and assure them courteous and liberal treatment.

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STOCKTON SAVINGS AND LOAN SOCIETY
Stockton, California

THREE TIMES THE LIGHT - ONE HALF THE COST

THE WELSBACH REFLEXOLIER

GIVES A SOFT STEADY LIGHT OF GREAT BRILLIANCY AND POWER CLOSELY RESEMBLING DAYLIGHT

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THE WELSBACH REFLEXOLIER

FOR STORES, HOMES, CLUBS AND HALLS.

WELSBACH REFLEXOLIER USING 13 FEET OF GAS PER HOUR

WELSBACH REFLEXOLIER USING 300 WATTS PER HOUR \$1.25 EVERY TIME A BULB BURNS OUT

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BEAUTY.

Your beauty can be improved by using Langley's Vanishing Peroxide Cream, the best vanishing peroxide cream on the market.

Langley's Peroxide Cream contains no chemicals injurious to the skin, nor does it produce any unpleasant feeling after application. Beneficial for rough and chapped hands; having a mild bleaching action it is excellent for the removal of discoloration of the skin. Langley's Peroxide Cream is a fine preparation for the removal of sunburn and tan that is so prevalent just now,

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RUHSER'S CITY PHARMACY

Main Street, Corner Court St.

JACKSON, CAL.

AMADOR LEDGER.

JACKSON, CAL. SEPTEMBER 17, 1909

TEMPERATURE AND RAINFALL

This table gives the highest and lowest temperature in Jackson for each day, together with the rainfall, as recorded by self-registering instruments kept at the Ledger office.

Date.	Temp. L. H.	Rainfall	Date.	Temp. L. H.	Rainfall
Sep. 1, 1909	38 85	.....	17	.....	.....
2	50 88	.....	18	.....	.....
3	50 89	.....	19	.....	.....
4	49 90	.....	20	.....	.....
5	49 91	.....	21	.....	.....
6	48 91	.....	22	.....	.....
7	50 93	.....	23	.....	.....
8	50 93	.....	24	.....	.....
9	.....	.....	25	.....	.....
10	.....	.....	26	.....	.....
11	.....	.....	27	.....	.....
12	.....	.....	28	.....	.....
13	.....	.....	29	.....	.....
14	.....	.....	30	.....	.....
15	.....	.....	31	.....	.....

LOCAL NEWS

J. E. Wilson, Dentist, hours 9 a. m. to 5 p. m. Phone—Office, black 444; residence, black 394; Jackson.

All the schools of Amador county started either on the 6th or 13th of September with the exception of Jackson, which will open next Monday.

Antonio Massoni, a native of Italy on April 13, filed his declaration of intention to become a citizen of the United States.

Lillie A Payton et al vs. Olsen et al—Complaint filed and summons issued. Plaintiffs claim ownership to 140 acres of land in 7 north range 13 east; that they have been in possession of said real property for a long time and that the same is the separate property of the plaintiff above named. The suit is for the purpose of quieting title.

Miss Amy Clark and Miss Emma Parrow returned home Friday from a two weeks visit in Oakland and San Francisco.

Miss Ora Angove was a passenger on the outgoing stage Monday, bound for Sacramento.

Mrs Folger left Monday morning for Vallejo, where her son George is employed in the Mare Island navy yard.

W. A. Latta of Sacramento has been appointed referee in insolvency, by the United States district court, vice Chas A. Bliss resigned.

Miss McClosky commenced school in Aetna district Monday; and Mrs Libbie Sargent opened school at Middle Bar the same day.

The Amador Central railroad received an engine from the Erickson camp at Auburn early this week. This is merely for temporary use, until the new locomotive ordered from the east reaches here.

One of the autos of the local garage caught fire while on the Kennedy grade last Saturday. No one was injured and the damage to the machine was not serious, nothing more that could be repaired at the harness shop.

T. J. Kirk, proprietor of the Engineering and Mining Journal of San Francisco was in Jackson last week. He left for the city Monday morning.

Ernest Spagnoli, who has been visiting his parents, left for the city Monday morning to attend to his law business there.

Piano for sale, little used, cash \$175 sells for \$190. Piano experts say good as new. Inquire Ledger office. 19 2—m.

Mrs F. W. Parker returned home Monday, after a visit of several weeks with her mother, who lives in San Diego county.

There was a blow-out at the Jackson brewery Monday night, that was not appreciated by those concerned. One of the big beer tanks exploded. The explosion is attributed to excessive accumulation of gases. Besides wrecking the tank, two windows were demolished, and other damage sustained. The explosion was heard over the whole neighborhood.

Mrs Annie Gribble, who has been visiting Mrs Rose, for the past week, left this morning for her home in Honolulu.

DIED IN THE MOUNTAINS.

E. D. Guptill found Unconscious and Dying

Elbridge D. Guptill, who has been employed about the upper and lower cattle ranges of W. H. Blakely for the past ten years, was found on Friday afternoon last lying on the bank of the Volcano ditch in the vicinity of Panther creek in an unconscious state. Mr Blakely left the range that morning on the way to his ranch near Drytown. In his absence the duty of looking after the mountain range where the cattle are now pasturing devolved upon Guptill, who has been like one of the family for a number of years. So early the same morning he started from the Blakely mountain home to visit a point six miles from the dwelling house. He was expected to return between 2 and 3 o'clock. Failing to come back at the time, Mrs Blakely became anxious about him, knowing that he was not in robust health. So Charles Wallenberg, who is in charge of the Standard Electric sawmill, was sent out to see what was the matter. At a point about 4 1/2 miles from the house he found Guptill lying on the bank of the Volcano ditch, unconscious, and evidently in a serious condition, as indicated by his heavy respiration. He tried to rouse him, but this was impossible, so he hurried back to the house and reported the facts. Mr Blakely was notified on his way to the lower ranch, and hastened back to the scene. Also a party of four men was secured to return to the spot where the man lay and bring him home. A stretcher had to be made for that purpose. Guptill was found practically in the same condition. He was placed on the stretcher and they started on the homeward trip, which over the mountain trails was a difficult and dangerous task. They had to follow the ditch most of the way, and it led them over flumes. They started to pack him home about 5 o'clock, and it was near midnight when they reached the end of their journey. Guptill died on the way, about twenty minutes past nine o'clock. Those who carried him home were Charles Wallenberg, Dan Bowen, L. Werly, and Jess Bonneau.

When found in a dying state, Guptill had a block of wood placed under his head for a pillow, also a number of fish in his coat pocket. He had evidently been some distance further than the spot where found, and was on his way home when, feeling sick and tired, he laid down to rest. He had a quantity of oakum in his pocket. It is customary to take this material along when traveling along the ditch for the purpose of plugging leaks in the flume. Deceased must have fixed a leaky place before his fatal attack, as the ditch tender noticed that water was flowing in larger volume than before Guptill passed along the ditch. No doubt he gathered the fish he had in his pockets from the point above the leak—the fish being stranded.

Dr. Gall was sent for as soon as possible after the man was found, but it was impossible for him to travel in the night, and before he was ready to start word came that he was dead. No inquest was held. It was deemed unnecessary. Guptill had been under treatment for Bright's disease by Dr. Goodman, who had told him that he could do no more for him that his days were numbered.

Deceased was a single man, 63 years of age, and a native of Maine. He had been a resident of Amador county for 20 years or more. He was a cousin of Mrs B. F. Taylor of Jackson, and John Palmer of Bunker Hill.

The body was brought to Jackson on Saturday, and the funeral took place on Sunday afternoon, interment in the city cemetery.

Bear Trapped.

On the Blakely mountain range on Panther creek, it is the practice every season to set a trap for bears and other destructive animals. On Sunday, August 29, E. D. Guptill and Chas Wallenberg visited the spot where the bear trap was set, and found a big bear caught therein. The animal weighed 400 pounds, and in very poor condition at that, indicating that bruin had been living on scant fare for some time. This is the first bear trapped on the Blakely range this season. The skin was worth five dollars.

MILTON DAVIS WANTED.

Milton Davis and his brother will learn something to their advantage by communicating with Mrs W. S. Davis, East Auburn, California. The Davis boys are supposed to be mining somewhere in Amador county. Their friends will kindly call their attention to the above.

Railroad Assessment.

August 2d the state board of equalization assessed the Southern Pacific R. R. Co., for its franchise, roadway, roadbed, rails and rolling stock in Amador county in the sum of \$184,472. Length of road in Amador county eight miles. Rate per mile \$123,059.01.

Appointed Probation Officer.

Mrs Mary Meehen was last Friday appointed by Judge Wood, probation officer of the juvenile court of Amador county at a salary of \$10 per month. The law requires a probation officer in each county.

SUPERIOR COURT PROCEEDINGS

HON. F. V. WOOD, JUDGE

W F Detert and Wm J McGee vs Plymouth and Alpine M Co., a corporation, et al—Complaint filed and summons issued. Plaintiffs set up their right to five acres of land in the south west quarter of section 2, township 7, north range 10 east, said land now been claimed by the defendant corporation. Plaintiffs pray that the defendants may be required to set forth the nature of their several claims and a decree of court that title be established in them.

J H Soring vs Wm J Morphy et al—Remanded from the Circuit court of the Ninth Judicial circuit to the Superior Court of Amador county.

F. C. Brinkman vs. Chas. J. Johnson—Dismissed at request of plaintiff.

Probate.

Estate of A M Vaughan deceased—Affidavit of publication filed. Order made to show cause why the sale of real estate should not be made.

Estate of David B Lynch, deceased—Continued until September 18.

Estate of Margaret Holtz, deceased—Proof of posting filed showing that due and legal notice has been given. Order made appointing Margaret Kirkwood administrator upon filing a bond in the sum of \$300.

Estate of A M Vaughan, deceased—Order made for sale of real estate.

Estate of Guisepp Cavagnaro, deceased—Emilia Cavagnaro petitions for letters of administration. The estate consists of 15 block 1, Amador City valued at \$400; also personal property valued at \$25 and money, on deposit in the Hibernia Saving and Loan Society Bank of San Francisco the entire value of estate not exceeding \$1200.

Contesting Final Account.

M. Isaacs, on September 7, filed in the superior court objections to the final account of M. Jones, as administrator of the estate of Bernard Isaacs, deceased, which has been in process of probate for so many years. The document reads:

M. Isaacs, an heir at law of the above named deceased and a creditor of the estate of said deceased, whose claim has been allowed and is on file herein but is wholly unpaid, objects and excepts to the final, account of the estate of Bernard Isaacs, deceased, filed herein December 23rd, 1907, and to each and all of the items of said final account. The said M. Isaacs further objects on the further ground that it does not account for all of the property and assets of said deceased received by said administrator.

The said M. Isaac specifically objects to the items of \$3550, \$344.44 and \$100 charged in said account by said administrator for his services and expenses, and to the items of \$900 and \$650 charged in said account for attorney fees, on the grounds that the same are unreasonable and excessive.

Parlin-Hicks Wedding

Earl Parlin and Eugenia Hicks were united in marriage at the home of Mr. and Mrs Thos Coombs on the Hamilton tract on Wednesday evening at 8 o'clock. Judge F. V. Wood performed the ceremony, in the presence of many of the intimate friends of the contracting parties. Miss Mabel Bolitho was bridesmaid, and Fred Hicks, a brother of the bride, as best man. The parlor was tastefully decorated with ferns and roses for the occasion. After the ceremony the company sat down to a sumptuous supper in honor of the happy affair. The groom is employed at the Kennedy, and has been here five months. The bride is a more recent resident of this city, having been here about two months. Both came from Colorado, and were acquainted before coming to California. They will make their home on the Hamilton tract, having rented a portion of Mrs. Morrow's residence for housekeeping.

Official Visit.

Grove L. Johnson, the well known attorney of Sacramento, accompanied by Mrs Johnson, paid an official visit to the local lodge of Odd Fellows last Saturday. He is grand master of the order in this state, and his schedule calls for two visits in this county. Jackson was of course one of the honored lodge, and Plymouth the other. Visiting members from Lone, Sutter Creek and Volcano were present at the meeting. Speeches were made, the grand officer being one of the most eloquent and efficient public speakers in the state. A banquet was partaken of at the close of the official ceremonies, to which the members of Rebekah degree lodge were invited, many of whom attended. On Tuesday the grand master visited the Plymouth lodge.

Marriage Licenses.

A marriage license was issued by the county Clerk last Tuesday to Elia Radovich, aged 27, and Amelia Raddanovich, aged 27, both natives of Austria and residing at Jackson.

Earl E. Parling, aged 22, native of Colorado and Eugenia M. Hicks, aged 19, native of Colorado both residing at Jackson.

Does not Color the Hair

AYER'S HAIR VIGOR

**Stops Falling Hair
Destroys Dandruff**

**An Elegant Dressing
Makes Hair Grow**

Ingredients: Sulphur, Glycerin, Quinin, Sodium Chlorid, Capsicum, Sage, Alcohol, Water, Perfume.

A hair preparation made from this formula is harmless, yet possesses positive merit. A hair food, a hair tonic, a hair dressing. Consult your doctor about these hair problems.

J. C. AYER COMPANY, Lowell, Mass.

Nothing in It.

A novel use of the fire department was shown at Jackson, California, a few days ago when a big horse driven by two boys, in attempting to ford a creek running through the city, became stuck in quicksand and gradually sank until it was threatened with death. The firemen were called upon to bring their hose and use it in sluicing the sand away from the horse sufficiently for it to extricate itself. When the firemen arrived only the head of the animal remained out of water, but the sluicing process proved successful, and the horse was saved.

The above we take from the San Francisco Argonaut. It was published first as an Associated press dispatch, without stating in what state the Jackson referred to was located. We supposed it related to a Jackson elsewhere. But it now claims this city as the point of the singular adventure. We may say that it is news to the people here. Nothing of the kind has transpired here. We have no quicksand like that described; and if we had the flat bottom creek beds around town would make rescue in the manner described utterly impracticable. The remedy would be more likely to prove fatal to the victim than the quicksand.

Healthy Foothills of Amador

C. H. Dnnton, one of the trustees of the Preston School has the following to say in a communication to the Placerville Nugget of the healthfulness of this foothill region:

The Preston School is located in the foothills of Amador county. It was opened in July, 1894. There have been received at the school since that date 1179 boys, and there have been just seven deaths since the school opened, the last one occurred in October, 1899, so there has not been a death in ten years, and we have 425 boys at the school all the time. This is a record that cannot be equaled anywhere outside our Sierra foothills. From my experience as a trustee of the Preston School for the past twelve years, I am prepared to say that this low death rate is largely due to the foothill climate of Amador county.

At a Standstill

The local auto business is not moving along smoothly. The stockholders are not pleased with the outlook, and other parties who are behind the concern financially are on the anxious seat. The machines are not earning as they were expected to do, the frequent breakdowns being a serious handicap. Mr Thorpe, who came up to take charge of the garage has left. A. Marcucci, who was a stockholder and chauffeur, has also quit. Mr Sullivan, who is in some way connected with the purchase of the outfit, was here this week. It is claimed that the machines were old and practically worn out when brought and that they were represented as almost new. This phase of the affair may lead to litigation. All notions of resuming the auto stage line to Stockton has been abandoned. It is the impression that the roads are too rough to give the auto business a reasonable hope of realizing any profit on the capital invested. Still it the machines were delapidated when purchased, the garage has not had a fair chance, and the breakdown can hardly be accepted as a test of the business under favorable conditions.

BORN.

COFFMAN.—In Oakland, September 10, 1909, to the wife of John Coffman, a son.

LARGOMARSINO.—In Jackson, September 18, 1909, to the wife of Tony Largomarsino, a son.

MARRIED.

PARLIN-HICKS.—In Jackson, September 15, 1909, by Hon. Fred V. Wood, Earl E. Parlin, to Eugenia, M. Hicks, both of Jackson.

RADOVICH-RADONOVICH.—In Jackson, September 16, 1909, by Hon. Fred V. Wood, Elia Radovich, to Amelia Radonovich, both of Jackson.

DIED

GUPTILL.—On Panther creek, September 10, 1909, Elbridge D. Guptill, a native of Maine, aged 63 years.

SARGENT.—In Angels, September 14, 1909, James H. Sargent, aged 32 years, a native of California.

BASTIAN.—In Amador City, September 13, 1909, James B. Bastian, a native of England, aged 73 years.

NICHOLS.—Near New York Ranch, September 14, 1909, Melvin M. Nichols, a native of Georgia, aged 64 years.

DOCUMENTS RECORDED.

The following instruments have been filed for record in the recorder's office since our last report. We publish a complete list of documents recorded, and must decline to accede to any request to suppress any document from these columns. Don't ask us to do so.

Deeds—Annie E Richey, to Julius C Kremmel—600 acres in 16-20-12 and 29-5-10, \$10.

W W Plummer to Robert Ellis, 240 acres in 7-12 and 18-5-11, 10.

Big Tree Improvement Co., to Charles F Ruggles, 24,431.47 acres in township 5, range 14, township 6, range 14, township 7, range 14, township 5, range 14, township 6, range 5, township 7, range 15, township 5, range 16, township 6, range 16, township 7, range 16, \$10 and other valuable considerations.

Barney Bracco to G F Pasquetti—lot and part of lot 5 and lot 6 and part of 5, block 7, North Amador, \$10.

Mortgage—John Bernardis to Carlo Soracco—lot, 15 block 1, \$200, payable within one year with interest at the rate of 10 per cent per annum.

Satisfaction of Mortgage—Ellis to Plummer.

Phillips to Bernardis.

Memorandum—Pacific Gas & Electric Company to Union, Trust Company of San Francisco—The first named company "desires to have the California Gas and Electric Corporation hereafter termed the "California Corporation" referred to in said general and collateral Trust Mortgage of January 2, 1906, execute a prior lien mortgage as permitted by said mortgage, which mortgage so to be executed by the California Gas and Electric Corporation shall provide for the creation and issuance of bonded indebtedness of said corporation to the extent of forty-five million dollars in the aggregate, the proceeds of which bonds are to be used as stipulated in the mortgage proposed to be executed, a copy of which said mortgage is in the trustees hands, and which said mortgage is hereafter referred to as the "Unifying and Refunding mortgage. Said transfer is recorded as a mortgage deed and lien.

Certificate of Redemption—W H Lessley on land in 4-7-13 taxes of 1908, \$13.20.

W W Plummer on 80 acres in 12-5-10 and 160 acres in 7-5-11, taxes of 1908, \$28.67.

Patents—U S to Jefferson Baird, 80 acres in 25-8-10, as agricultural land.

The State Tax Rate

The county clerk has received a notice from the state board of equalization that the following levy for state purposes has been made for the current year. The levy was made September 8.

For general fund	17.4
School fund	13.8
State school fund	1.6
Interest and sinking fund	0.6
University of Cal.	3.0

Total tax 36.4.

Card of Thanks.

The undersigned desire to tender their thanks to those kind friends who rendered aid in the last sickness and funeral ceremonies of the late Elbridge D. Guptill.

Mrs B. F. Taylor
John Palmer
W. H. Blakely.

Fell Eighty Feet And only Slightly Hur.

Sunday night Fred Bardsley, who is from West Point, was working in one of the stopes of the Kennedy mine and met with a thrilling experience which will occupy a vivid spot in his memory the balance of his life.

While standing near the chute a quantity of loosened rock struck him, and pushed him in the chute. He slid down the same, a distance of 80 feet, and reached the bottom in far less disabled condition than one would naturally suppose—a sprained ankle and a few slight cuts and bruises. Under the care of Dr. Gall he expects to be able to tackle his work again in a few days.

Unclaimed Letters.

Geo. Battista, Jack Strauss, Barton Sutton.

New Reservation Clause In U. S. Patents

Agricultural and other patents now issued by the United States government, contain the following new clause, rendered necessary by the vast irrigation plans now under way or in contemplation by the federal authorities: "And there is reserved from the lands hereby granted a right of way thereon for ditches or canals constructed by the authority of the United States"

From Our Exchanges.

The Sierra Times a daily newspaper of Sonora, which was purchased about a year ago by Willard P. Calkins for \$1000 and incorporated by him as the Sierra Times Publishing Company, was sold at auction last Wednesday in San Francisco for \$2978.32 by referee in bankruptcy Milton J. Green. William Grant and J. D. Zindar, who owned the paper before Calkins, were the purchasers. Grant and Zindar never received any money from Calkins, they taking his note for the amount.—Angels Records.

Charles Dunning of Rich Gulch has a female dog that gave birth to twelve pups at a litter. This is her second attempt in this line, the last litter being ten. No race suicide in that family.—Citizen.

The fall term of the lone Grammar School began its session last Monday with Mr Goodell as principal, under very favorable auspices. The attendance will be about the same as last year. There are several pupils attending who are not residents of the district, public money for whom is drawn elsewhere.

There will be a ten months' session of the lone union high school this time instead of nine months, as previously announced.—Echo.

Mr Getchell, proprietor of the Prospect, went to San Francisco last week, and returned with a fine up-to-date auto. The machine is a 1909 Reo. The new machine of Mr Getchell is standing the test of the mountain roads in good shape. When the party came up, they left San Francisco at 9 o'clock in the evening, and arrived here a little before six in the morning, making stops in Alameda, Stockton and other places.—Prospect.

As a result of the work of the State Board of Equalization the total assessed value of the property of the state has been raised \$321,532,596. Ventura county was raised 100 per cent; Los Angeles 40, Orange, 50; Riverside 40, San Bernardino, 33 1-3; Stanislaus and Santa Barbara, 25; Fresno, Kern, King, Monterey, and Tulare, 20; San Joaquin 15; San Francisco, 10; and several others in a lesser degree. The State rate will be the lowest in the history of California or 33.4 cents without the three cent University tax.—Prospect.

While descending the steps of the bandstand at Golden Gate Park yesterday afternoon Mrs. Mary Reed, of Jackson, Amador county, fell forward and out an ugly gash in her scalp and also badly sprained her right wrist. She is visiting Mrs. N-E Norris of 15 Clement street.

Attorney E. W. Witmer has recently bonded to W. G. French of Los Gatos, a group of five claims in Fairplay district known as the Richmond group. The property is peopled with a mill, hoist, and modern machinery for thorough work, and will, no doubt, realize the promise it gives of ranking with the best mines in the county.—Mt. Democrat

The Dairymen and The Creamery

It is regrettable that there should be a clash between the dairymen in this part of the country and the management of the local creamery. The writer attended the meeting with some of the dairymen and Mr Knox of Sacramento, and heard their side of the controversy, and Tuesday Mr Prouty told the other side. The difference appears to be principally, as the Echo understand it, as to the proper method of testing the "butter fat." Mr Prouty claims the best for the dairy men is the composite test, "that is, a test every ten days, and making payments on an average of the ten days, while Mr Knox wants to take the product on a daily test. That he is so anxious to take it on this daily test would look to a man "up a tree" as if there was an advantage in it sufficient to cover the extra price he offers for the butter fat. There is always, especially in hot weather, more or less evaporation, and as the water which evaporates has less specific gravity than the remaining fat, it is a self-evident proposition that the composite test would be to the interest of the dairyman. Mr Prouty also offers to make the butter for a certain sum per pound and let the dairyman find his own market, thus securing to himself whatever profit there is in it.

It is difficult to tell what the "outcome of this difference will be, but that it will result in an amicable adjustment is the wish of everybody. In the meantime large quantities of the product of our dairies are being sent to Sacramento.—Echo

There is more catarrh in this section of the country than all other diseases put together, and until the last few years was supposed to be incurable. For a great many years doctors pronounced it a local disease, and prescribed local remedies and by constantly failing to cure with local treatment, pronounced it incurable. Science has proven catarrh to be a constitutional disease, and therefore requires constitutional treatment. Hall's Catarrh Cure, manufactured by F. J. Cheney & Co., Toledo, Ohio, is the only constitutional cure on the market. It is taken internally in doses from 10 drops to a teaspoonful. It acts directly on the blood and mucous surfaces of the system. They offer one hundred dollars for any case it fails to cure. Send for circulars and testimonials.

Address, F. J. Cheney & Co., Toledo, O.
Sold by Druggists, 75c.
Hall's Family Pills are the best.

She Knew the Day Well.

A poor little faded woman had been brought into court as witness in a case involving very important issues. The entire case depended on the fact that a paper had been signed on a certain day, and this the forlorn little woman was prepared to prove.

"You saw the paper signed?" asked the opposing counsel in cross examination.

"Yes, sir."

"And you take your oath that it was the 13th of August?"

"I know it was, sir."

The lawyer, who thought another date could be proved, assumed an exasperating smile and repeated her words.

"You knew it was? And now be so good as to tell us how you know it."

The poor little creature looked from one countenance to another with wide, sorrowful eyes, as if she sought understanding and sympathy; then her gaze rested on the kindly face of the judge.

"I know," she said, as if speaking to him alone, "because that was the day my baby died."—Pearson's Weekly.

Opportunity.

In one of the old Greek cities there stood long ago a statue. Every trace of it has vanished now, but there is still in existence an epigram which gives us an excellent description of it, and as we read the words we can surely discover the lesson which those wise old Greeks meant that the statue should teach to every passerby. The epigram is in the form of a conversation between a traveler and the statue:

"What is thy name, O statue?"

"I am called Opportunity."

"Who made thee?"

"Lysippus."

"Why art thou on thy toes?"

"To show that I stay but a moment."

"Why hast thou wings on thy feet?"

"To show how quickly I pass by."

"But why is thy hair so long on thy forehead?"

"That men may seize me when they meet me."

"Why, then, is thy head so bald behind?"

"To show that when I have once passed I cannot be caught."

A Hurry Up Call

Quick! Mr Druggist—Quick!—A box of Bucklen's Arnica Salve—Here's a quarter—For the love of Moses, hurry! Baby's burned himself, terribly—Johnny cut his foot with the axe—Mama's scalded—Pa can't walk from piles—Billie has boils—and my corns ache. She got it and soon cured the family. Its the greatest healer on earth. Sold by Jackson Drug Store, D. B. Spagnoli, Prop.

Dropping the Curtain.

"No, Mr. Slowun," said the fair possessor of the square chin, "I must respectfully decline to become your other half."

"But why?" asked the astonished young man, who had believed that he was the favored one.

"Because," replied the female extender of the frosty digit, "the man I marry must be brave and fearless. Tonight you let out the information that you have loved me for five long, weary years, but have not dared mention it until the present meeting. A man who has no more nerve than that would hide under the bed while his wife went downstairs to interview a burglar who was making a raid on the family larder. Therefore, Mr. Slowun, I will work the piano for a little slow music while the curtain drops on the farewell scene. You will find your hat on the usual peg of the hall rack. Good evening!"—London Mail.

Speculative Life Insurance.

A mania for speculative insurances on the lives of public personages prevailed in England during the eighteenth century. Warren Hastings, the pretender, the rebel lords or the unfortunate Admiral Byng answered equally the purpose of speculation, and there were also regular quotations on the lives of notorious highwaymen. Sir Robert Walpole at one period of his career, when his life was endangered by popular tumults, was insured for many thousands, and when George II. fought at Dettingen 25 per cent was paid against his return. Such speculative insurances were, however, largely checked by the gambling act of 1774, which made insurable interest a necessary condition for a valid policy.—Argonaut.

Go With A Rush

The demand for that wonderful Stomach, Liver and Kidney cure, Dr. King's New Life Pills—is astounding say they never saw the like. Its because they never fail to cure Sour Stomach, Constipation, Indigestion, Biliousness, Jaundice, Sick Headache, Chills and Malaria. Only 25c. Sold by Jackson Drug Store, D. B. Spagnoli, Prop.

No Picnic.

A Junction City man told of a remark made by a woman at whose home a number of people took supper one night during a political campaign in Sumner county. This particular woman, though young in years, was the mother of seven children. Naturally the children were reasonably close to one size. When the "campaigners" went into the woman's house one of them noticed the bunch of children and said to the woman in a friendly way, "These all yours, or is this a picnic?" "They are all mine," she replied wearily, "and it's no picnic."—Kansas City Journal.

Children Cry
FOR FLETCHER'S
CASTORIA

Oak Leaves do

Kill Cattle

Stockman grazing their cattle on the National forests in the southwest, especially in Colorado and New Mexico, have suffered serious losses during the present summer through the cattle eating oak leaves. In that section of the country the season has been unusually dry and the grass extremely scarce.

To eke out the scanty forage supply, the cattle have browsed heavily on the scrub oak which covers large portions of the ranges. Ordinarily the stock does not browse much on the oak and the little they do get, taken with other food, is not injurious, but when, as in the present season, the oak furnishes a large proportion of the daily food, the results are serious.

The oak leaves and sprouts contain a large percentage of tannic acid. The action of this on the stomach is extremely disastrous and the losses have been remarkably severe. The symptoms of the disease are staring eyes, feverish and blistered lips and nose, the animal ceases to graze or seek for food, standing in one place for hours at a time. The coat becomes rough and the hair is all turned the wrong way, as in the cases of loco poisoning. The animal does not chew its cud and in a comparatively short time it becomes weak to remain on its feet and death rapidly follows.

So far as is known the only available remedy for this trouble is linseed oil given as a drench in amounts from one to two quarts. The oil appears to overcome the injurious effects of the tannic acid and if the disease is not advanced too far and the animal can be furnished sufficient food so it will not be forced to eat the oak, it will generally recover. The best method, of course, in handling the trouble, if possible, to get the cattle away from the range where the oak is found and furnish them with plenty of fresh, green feed to build up again.—Exchange.

DIRE DISTRESS

It Is Near at Hand to Hundreds of Jackson Readers

Don't neglect an aching back. Backache is the kidney's cry for help. Neglect hurrying to their aid. Means that urinary troubles follow quickly.

Dire distress, diabetes, Bright's disease. Profit by a sufferer's experience.

"Mrs D. C. Matteson, 726 Fourteenth St., Modesto, Calif., says: 'For a long time I suffered from kidney trouble and no matter what I did I received no relief. I was tired, weak and nervous and the slightest exertion completely wore me out. The kidneys were irregular in passage and caused me great annoyance. I at length read of Doan's Kidney Pills and seeing them highly recommended, I procured a box. They gave me so much relief that I continued taking them until I was feeling better than I had for along time. I am only too glad to tell other persons of the good results I received from the use of Doan's Kidney Pills.'

For sale by all dealers. Price 50 cents. Foster-Milburn Co., Buffalo, New York, sole agents for the United States.

Remember the name—Doan's—and take no other.

Couldn't Turn It.

The eye of little Willie's teacher was sad and sorry, for, notwithstanding that he was her favorite pupil, he stood before her convicted of the heinous charge of a theft of candy from a fellow pupil. It was a first offense, however, and she did not desire to inflict corporal punishment. A moral lecture, she thought, would fit the case.

"Bear in mind, Willie," she concluded, "that these temptations can be resisted if determination is used. Always turn a deaf ear to temptation."

Little Willie's lip trembled.

"Eat, teacher," he answered, "I ain't got a deaf ear."

Making Hubby Appreciative.

A doctor tells of a note he received from a woman saying that her husband, who was about to make him a professional call, found constant fault with the dinner she prepared for him. She appealed to the physician for aid. The doctor examined his patient, who had a slight attack of indigestion, and told him to cut out luncheons, to eat nothing but a slice of toast and a cup of tea. The scheme worked excellently. Of course hubby returns home in the evening, eats everything in sight and votes his wife's cooking even better than mother used to make.—Boston Record.

Thrifty.

A Scotsman and his wife were traveling from Leith to London by boat. When off the Yorkshire coast a great storm arose, and the vessel had several narrow escapes from foundering.

"Oh, Sandy," moaned his wife, "I'm na afeard o' death, but I dinna care to dee at sea."

"Dinna think o' death yet," answered Sandy; "but when ye do, ye'd better be drowned at sea than anywhere else."

"An' why, Sandy?" asked his wife.

"Why?" exclaimed Sandy. "Because ye woulna cost sae muckle to bury."

Good Advice.

"Young man," said the boss, "come hither and listen." He approached. "When you've made a mistake forget it and go on to the next job. Don't pester around all day adding a lot of finishing touches."—Louisville Courier-Journal.

There never was a day that did not bring its own opportunity for doing good that never could have been done before and never can be again.—W. H. Burleigh.

THE SAFFRON PLANT.

It Is Among the Very Oldest of the Vegetable Products.

The particular species of crocus that has from time immemorial been cultivated for its dried stigmas, a product known under the name of saffron, is *Crocus sativus*, which is wild from Italy to Kurdistan. Saffron may be reckoned among the very oldest of vegetable products, being alluded to in the Song of Solomon among other spices of Lebanon. The name crocus is Chaldean or Greek and was first used by Theophrastus of Eresus about 350 B. C., and that it was a well known and admired flower in Greece soon afterward is shown by Sophocles, who mentions the "crocus of golden beam" in his "Cedipus at Colonus."

The word saffron seems to be a corruption of the Arabic name "al zabafaran," and the product itself was first imported into England as a spice or condiment, being also used as a color or dye for silks and other fabrics of the eastern looms.

At a later date, exactly when is not known, the plant itself was cultivated in England, more especially in Essex, in which county the name of Saffron Walden remains in evidence of the fact. Again, we have in London Saffron hill, which formerly was a site included in the bishop of Ely's garden at Holborn, once famous for its saffron beds as well as for its strawberries. Today, however, saffron is but little used.—London Chronicle.

For a Sprained Ankle.

A sprained ankle may be cured in about one-third the time, usually required, by applying Chamberlain's Liniment freely, and giving it absolute rest. For sale by Jackson Drug Store, Spagnoli Prop.

SUGAR AND CANDY.

Satisfy the Cravings of the Children For Sweets.

Children may eat too much sugar, and they may also stay too long in their bathtub, or in the creek when they go in swimming, or get tanned or a headache from playing too long in the sun, or chilled by staying too long in the open air, but is that any sound reason why they should be deprived of sweets, sunlight, baths and fresh air or discouraged from indulging in them?

All that is needed, says Dr. Woods Hutchinson in Success Magazine, is a little common sense regulation and judicious supervision, not prohibition or denunciation. Most of the extraordinary craving for pure sugar and candy, which is supposed to lead the average child to inevitably "founder himself" if left to his own sweet will and a box of candy, is due to a state of artificial and abnormal sugar starvation, produced by an insufficient amount of this invaluable food in its regular diet.

Children who are given plenty of sugar on their mush, bread and butter and puddings, a regular allowance of cake and plenty of sweet fruits are almost free from this craze for candy. This tendency to gorge themselves to surfeit, and can usually be trusted with both the candy box and the sugar bowl.

Night On Bald Mountain

On a lonely night Alex Benton of Port Edward, N. Y., climbed Bald Mountain to the home of a neighbor, tortured by Asthma, bent on juring him with Dr. King's New Discovery, that had cured himself of asthma. This wonderful medicine soon relieved and quickly cured his neighbor. Later it cured his son's wife of a severe lung trouble. Millions believe its the greatest Throat and Lung cure on Earth. Coughs, Colds, Croup, Hemorrhages and Sore Lungs are surely cured by it. Best for Hay Fever, Grip and Whooping Cough. 50c and \$1.00. Trial bottle free. Guaranteed by Jackson Drug Store, D. B. Spagnoli Prop.

The Pitt Diamond.

While Pitt, the grandfather of Lord Chatham, was governor of Port St. George in 1698 he became acquainted with a jewel merchant named Jamchund, who brought a diamond of great size for sale. He asked \$30,000 for it in the rough. It should, of course, have been bought on behalf of the company, but Pitt, seeing money in it, could not resist the temptation of making a private bargain. He became the possessor of the stone for the sum of £20,400, and he was quite satisfied that he had behaved honorably when he paid the man, who on his part was also content. But the diamond was known to be worth more than Jamchund had received, and the transaction gave rise to a good deal of gossip, which in no way decreased when later on Pitt had the stone cut in England and sold it to the regent of France for £135,000. Even that enormous sum did not represent its true value. The stone was set in the royal crown of France. It weighed 410 carats in the rough, but the cutting reduced it to 139 carats.—Mrs. Penney's "Fort St. George, Madras."

The Road To Success

has many obstructions, but none so desperate as poor health. Success to-day demands health, but Electric Bitters is the greatest health builder the world has ever known. It compels perfect action of the stomach, liver, kidneys, bowels, purifies and enriches the blood, and tones and invigorates the whole system. Vigorous body and keen brain follow their use. You can't afford to slight Electric Bitters if weak, run-down or sickly. Only 50c. Guaranteed by Jackson Drug Store D. B. Spagnoli, Prop.



Each of the chief organs of the body is a link in the Chain of Life. A chain is no stronger than its weakest link, the body no stronger than its weakest organ. If there is weakness of stomach, liver or lungs, there is a weak link in the chain of life which may snap at any time. Often this so-called "weakness" is caused by lack of nutrition, the result of weakness or disease of the stomach and other organs of digestion and nutrition. Diseases and weaknesses of the stomach and its allied organs are cured by the use of Dr. Pierce's Golden Medical Discovery. When the weak or diseased stomach is cured, diseases of other organs which seem remote from the stomach but which have their origin in a diseased condition of the stomach and other organs of digestion and nutrition, are cured also.

The strong man has a strong stomach. Take the above recommended "Discovery" and you may have a strong stomach and a strong body.

GIVEN AWAY.—Dr. Pierce's Common Sense Medical Adviser, new revised Edition, is sent free on receipt of stamps to pay expense of mailing only. Send 21 one-cent stamps for the book in paper covers, or 31 stamps for the cloth-bound volume. Address Dr. R. V. Pierce, Buffalo, N. Y.



DRIFTED SNOW FLOUR

It strengthens the system and builds it up. So when you breakfast, dine or sup, Be sure the bread that you do eat Is made from purest, best of wheat.

DRIFTED SNOW FLOUR is.

DRIFTED SNOW FLOUR

NORTH MAIN STREET

JACKSON, CAL

CITY MEAT MARKET.

GEO. L. THOMAS & CO.

Dealer in Choice Beef, Mutton, Pork, Veal, Lamb, Hams, Corned Beef, Lard, Bacon, Etc.

At lowest market prices. - - - Orders promptly delivered.

FURNITURE STORE

Webb Building, JACKSON.

L. C. WHITE, PROPRIETOR

Only Exclusive Furniture Store in Amador County.

Bedsteads, Mattresses, Bureaus,

Tables, Chairs, Rockers, Desks,

Carpets, Matting, Linoleum, Window Shades Ranges, Cooking and Heating Stoves

Everything in the housekeeping line may be found at this store, of up-to-date design and quality, and at reasonable prices.

Houses furnished Complete on liberal terms.

Carpets fitted and sewed to any sized room; a large assortment to select from.

Call and examine the large and complete stock, and get prices before purchasing elsewhere.

Orders from the county will receive prompt attention.

Furniture Polish, Liquid Glue, and Insect Powder,

Second Hand Furniture Bought, Sold or Exchanged.

All kinds of Furniture Repair Work Done.

Silk Floss Mattresses made to order.

Parker House Rolls.

Materials.—Three tablespoonfuls of butter, one teaspoonful of salt, one-half cupful of lukewarm water, one yeast cake, two cupfuls of new milk, one tablespoonful of sugar, two egg whites and six cupfuls of flour.

Way of Preparing.—Scald the milk and add to it the sugar, salt and butter. Let stand until lukewarm, then add three cupfuls of flour and beat for five minutes. Add the dissolved yeast and let stand until it is a very light, frothy mass, then add the egg whites, beaten to a stiff froth, and the remaining flour. Let rise again until it is twice its original bulk, place on your molding board, knead lightly and then roll into a sheet half an inch thick. Take a large biscuit cutter and cut the dough into rounds. Brush with melted butter, fold over and press the edges together. Place in a buttered pan one inch apart. Let rise until very light and bake in a hot oven fifteen minutes.—National Food Magazine.

A Duck of a Man.

Ellen Terry and Mr. Balfour met for the first time at the table of Henry W. Lucy in London. During the ensuing conversation Miss Terry remained strangely silent. Presently the Unionist leader had to leave for the house of commons, and Ellen Terry at last found her tongue. Her host was relieved to find that she had not been bored. Bringing her closed hand down on the table, she exclaimed with a glance toward the door through which Mr. Balfour had passed, "I think that's a duck of a man!"

"I suffered habitually from constipation. Doan's Regulents relieved and strengthened the bowels, so that they have been regular ever since."—A E Davis, grocer, Sulphur Springs, Tex.

Wrong Diagnosis.

A song with the title "There's a Sigh in the Heart" was sent by a young man to his sweetheart, but the paper fell into the hands of the girl's father, a very unsentimental physician, who exclaimed:

"What wretched, unscientific stuff is this? Who ever heard of such a case?"

He wrote on the outside:

"Mistaken diagnosis; no sigh in the heart possible. Sighs relate almost entirely to the lungs and diaphragm!"

The Reason.

Discontented Wife—Several of the men whom I refused when I married you are richer than you are now.

The Husband—That's why.—Illustrated Bits.

He is the noblest who has raised himself by his own exertions to a higher station.—Cicero.

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Vice President.....James S. Sherman
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Second circuit.....Rufus W. Peckham
Third circuit.....Henry W. Brown
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Ninth circuit.....Joseph McKenna

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Circuit judge.....Eskire M. Ross
Circuit judge.....William B. Gilbert
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Associate Justice...F. W. Henshaw
Associate Justice...W. G. Lorigan
Associate Justice...F. M. Angellotti
Associate Justice...Lucian Shaw
Associate Justice...M. C. Sloss

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First district.....Samuel P. Hall
First district.....Frank H. Kerrigan
Second district...Matthew T. Alfen
Second district...James W. Taggart
Second district...Victor E. Shaw
Third district...Norton P. Chipman
Third district...Albert G. Burnett
Third district...Elijah C. Hart

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Second district...Alex Brown
Third district.....Richard E. Collins
Fourth district...Jeff D. McElvaine

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Second district...Andrew M. Wilson
Third district...Theodore Summerland

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Assemblyman, 11th dist...G. F. Snyder

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Receiver.....John C. Ing

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Superior Judge...Hon. Fred V. Wood
Sheriff & Tax Collector...U S Gregory
Deputy.....W. T. Connors
District Attorney.....C. P. Vicini
Clerk and Auditor.....J. R. Huberty
Deputy.....L. Newman
Recorder.....Thos. M. Ryan
Deputy.....L. G. Meehan
Treasurer.....George A. Gritton
Assessor.....C. E. Jarvis
Deputy.....George A. Gordon
Survivor.....Wm. Brown
Supt. of Schols.....W. H. Greenhalgh
Supt. Hospital.....F. B. LeMoine
Physician.....E. E. Endicott, M. D.
Coroner & Public Admr...H. E. Potter
Court Commissioner...Geo. A. Gordon

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Township 4D. A. Fraser Sutter Creek
Township 5.....L. Burke, Plymouth
[Chairman]

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Township No. 3.....A. W. Robinson
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Township No. 5.....John Blower

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Township No. 4.....T. S. Tuttle
Township No. 5.....N. E. Wheeler

A WISE DEDUCTION.

By F. A. MITCHEL.
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There lived in Asia Minor a man named Kalaidjen, a great philosopher, who spent years in hunting for the source of evil. At last he settled down to the conclusion that all the trouble in the world came from woman's vanity. Kalaidjen about the time he made this discovery was presented by his wife with a daughter. He gave orders that the child should be brought up with a limited number of companions and attendants, none of whom should ever refer to her personal appearance and on no account should she ever be allowed to look upon her face in a mirror.

Molra—that was the child's name—grew up to be a very beautiful woman. By and by a young man came courting her, or rather asked for her from her father. To the request the latter replied:

"Years of study, Tatios"—that was the suitor's name—"have convinced me that the source of evil is in woman's vanity. For that reason I have guarded my daughter that this fiendish spirit should not be permitted to enter into her. No one has ever told her that she is beautiful, nor has she ever seen her face reflected. She shall be your wife on your promise to carry out this policy which I have begun."

The lover consented, and the couple were married. The bride's mother at the time of the wedding secretly presented her daughter with a mirror; but, hoping to avert the consequences against which Kalaidjen had so long guarded, she told Molra that whenever she looked into it she would see her mother's face as it would appear in heaven. Shortly after the wedding the mother died, and the daughter found the mirror an inestimable treasure. The mother, in order to insure the secret of its possession being kept, had told her that if she revealed it she (the mother) would grow old and ugly in heaven and be cast out into hell. Molra, greatly dreading such a consequence, carefully hid the mirror in a secret drawer in her cabinet, only opened by a key which she kept on her person. Once a month her husband was obliged to go to a distant city on business, and then Molra would take out her mirror and reverently feast her eyes upon her mother in paradise.

Meanwhile Tatios kept up the surveillance over his wife that her father had instituted. In western countries this would have been impossible, but not so in the east, where every man is master of his own household. Under the influence of a beautiful face which looked out at her from the mirror affectionately Molra every year grew spiritually more and more beautiful, though physically she passed her prime, like other women, and her physical beauty began to wane. But she saw only in her reflected face the spiritual and did not recognize the decay of the physical.

When Tatios was about to go on one of his journeys he decided to take his wife with him. Molra, fearing for the safety of her treasure, locked it in a box and, taking it to a temple, gave it in charge of a priest to keep till her return. It happened that Tatios saw her go out and, being suspicious, followed her and watched her carry the box into the temple. He said nothing at the time, but brooded over the secret which his wife had apart from him and on her return to his home went to the temple and demanded the box. The priest would give it to no one but her who had left it, so Tatios demanded that she go to the temple and open the box before him.

Molra was in agony that her mother could look at her no longer and, becoming ugly, would be cast out of heaven. She told her husband her secret and, as he was unmovable, went with him to the temple and gave him the box with the key, and, opening it, he took out the mirror. Knowing that all the care he had for many years exercised had been aborted, he was in great anger.

"Woman," he said, "you have been looking at your own face. When you first saw it it was young and beautiful. Now it is old and faded. Look, undecieved by your fancy, and see that what I tell you is true!"

Molra, convinced that she was looking at her own reflection, ceased to see in it a spiritual beauty, viewing only the image of an old woman. Angered with her husband that he should have spoiled the charm, she cursed him.

At this point the priest said to the husband: "Oh, Tatios, you have been acting on the assumption that evil has its source in the vanity of woman. Look rather within thyself. Believing that her good mother looked down upon her from heaven, your wife has been kept pure in the contemplation of her own image. It is the use made of beauty, not beauty itself, that brings good or evil and man's mastery of it, for man's selfish desires must always bring evil. You have destroyed a source of good within your wife, and she has cursed you."

The husband, seeing what he had done, bowed his head and begged forgiveness of his wife. She forgave him through the influence of her past contemplation of the good as seen through the beautiful. But the spell had been broken. The wife, no longer sustained by the mother who had so long looked at her from heaven, at times gave way to the peevishness of age, and her husband saw that the inestimable treasure he had thrown away was not to be recovered. Yet from that time under the influence of a new philosophy he was a better man.

But it was he who bore the burden of being amiable instead of his wife.

SCIENTIFIC MISCELLANY

Reported weekly for the Ledger.

The Problem of Fire proofing.—Chameleon Fishes.—The Eel's Migration to the Sea.—American Birds in England.—Anesthetic Hairdressing.—The Electric Shovel.—Chemistry of One-Eyed Monsters.—Ozonized Water.—A Twentieth Century Fossil.

Late inquiries in Europe make it evident that a perfect method for making wood and textiles unflammmable is yet to be found, but many fire-proofing substances have been used, the most common being phosphates, tungstates, borates and particularly ammoniacal salts, boric acid, chlorides of calcium, magnesium and zinc, and silicate of sodium. Studying the effect on tissues, Lochtin, a German chemist, has found that preference should be given to sulphate of ammonia, phosphate of ammonia, chlorides of ammonia and zinc, alum, borax, boric acid, and a precipitate of alluminate of sodium known as alum. The first three and alum gave the best results. The ammoniacal salts, volatilizing under heat, form completely incom-bustible mixtures with the combustible gases, and the same is true of chlorides of calcium, magnesium and zinc, but the action of alum is purely mechanical. Some salts often tried—such as phosphates of lime and magnesia, tungstate of ammonia, and sulphate of magnesia—have little effect. Others actually increase combustibility, and these include according to Lochtin, sulphates, sulphites, hyposulphites, silicates, and carbonates of zinc, lime and magnesia, and ferrous sulphates. French chemists note, however, that silicate of soda has been successfully used. The Paris Fire Commissioners recommend steeping textiles in a ten per cent solution of phosphate of ammonia, and, while many processes are in actual use, a recent tendency has been to return to ammoniacal salts for treating wood by injection under pressure.

Curious color changes of various tropical fishes from the Bermudas have been made in the New York Aquarium. Under excitement, some of them can pass instantly from a uniformly dark color to a banded dark and white aspect, then to four other phases of change, including a uniformly creamy-white one.

A Swedish investigation shows that most five-year old eels collect at the mouths of rivers entering the Gottland and Botten lakes, remaining 5 to 7 years, after which they seek the Atlantic to spawn, going via the Kattegat, Satgerack and North Sea.

One of the most interesting of American colonies was established a few months ago at Guilford, in Surrey, where Old England has been solicitously guarding it. Early in the spring seventeen specimens of the American robin Merula migratoria were imported, and, after a few weeks in an open air aviary, most of them were liberated about the middle of June. The birds at once mated and began nest-building in the trees. The colony now included between forty and fifty old and young robins, and these are being closely watched, in the hope that liberal feeding may overcome their migratory instinct, and prevent them from flying away and becoming hopelessly scattered on the approach of cold weather. Their cheery note—interpreted as "Kill 'em, cure 'em, give 'em physic"—has endeared them to the human neighbors about their new home.

As a volatile grease-remover, quickly leaving the hair quite dry, an effective substance was found by hairdressers some years ago in ether, benzene or other light hydrocarbon. Such materials, however, proved exceedingly dangerous on account of their inflammability, being even liable to ignition by electric sparks from the air. A volatile grease-solvent less liable to take fire was found in carbon tetrachloride, but this has brought a new danger, as it has anesthetic effects that in cases of weak heart have proved fatal. A recent death from this cause leads a medical authority to declare that soak and distilled water serve quite as well as a dry wash.

The conversion of the steam shovel into the electric shovel is a somewhat unexpected evolution, but two 110-ton machines used in limestone quarrying by a Chicago firm gave the hoisting and the digging movement controlled by separate motors of 200 and 80 horsepower respectively. Each motor has an automatic magnetic switch controller protecting against varying load, and giving great accuracy of operation. A reel in the cab carries a feed cable, which can be connected to a fixed conductor at any convenient place, and the machine is moved by its own power. Fewer operations are necessary than for the steam shovel, while there is important gain in the dropping of water and fuel.

The curious discovery was made not long ago that Cyclopean monsters—abnormal creatures having one eye in the center of the fore head—are not always due to inherited tendencies, but are more likely to be produced by environment, and chemical or mechanical

influences. These monsters occur in human mammals as well as in other species. It has been found that in certain animals the abnormal development is always produced by definite chemical agents, and the action of lithium gives both the abnormal sea urchin larva reported by Herbst and the abnormal frog embryo described by Morgan. The first vertebrate Cyclopean monster produced artificially by chemical means not long ago resulted from C. R. Stockard's use of magnesium on a marine fish, Fundulus heteroclitus. In sea water containing an excess of magnesium chloride, fifty per cent of the Fundulus egg developed into Cyclopean fry, and these seem strong and vigorous, and show no lessening of visual powers. The one eye is due to arrested development, although the brain and other organs develop normally. The observations have led to a novel theory, and suggest that human and other Cyclopean monsters result from an excess of magnesium salts in the mother's blood.

The new ozonizing plant at St. Maur, near Paris, sterilizes the water of the Marne river at a cost of somewhat less than five cents a thousand feet. Ozone generators of the Siemens type are operated by a high tension alternating circuit, obtained by transforming the current of 110-volt alternator, which is driven by a 44-horse-power steam engine. No trace of nitrous oxide or other harmful product from the apparatus can be found in the sterilized water. The great advantage of ozone as a purifier is that it adds to the water only oxygen, and this aids in aeration.

The works of a lady's watch, with a German silver chain, form the unique fossil reported by D. J. Mahoney from St. Kilda in the Hebrides. They were completely encased in recent sandstone, formed of beach sand consolidated with lime and somewhat iron-stained, and the movement has been recognized as of a type first made twenty years ago.

HE WANTED A PARROT.

The Use to Which the Old Man Would Put the Green Bird.

We are all striving for two things—success and happiness. To get these many of us are struggling for a third—fortune. In striving to attain our desires many of us need a green parrot. In a little town in Iowa, in the midst of a great stretch of timber and meadow, a man built a castle. Something over \$25,000 he spent in building a home. It was finished within with the finest polished woods. The foundation was of brownstone, the windows of French plate, and every detail was carried out in the best manner. He had grown to be an old man. He had always lived in a modest cottage of six rooms. This mansion had fifteen. On one side there was a magnificent stone arch over the paved drive that led up to the house. He had just completed showing a friend over the place and reached this point when the visitor exclaimed:

"Well, John, you ought to be happy. This is a magnificent home. Here is everything one could wish for."

"Want," replied the old man, who was a cattle buyer, "a fellow always wants something else."

"What on earth could you want?" was the query.

"A green parrot to hang up thar in the drive."

"Why a green parrot?"

"So every morning afore I drive out he would say, 'John, you're a darn fool.'"—Cleveland Press.

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What the Jury Found.
Some years ago the body of a well dressed man was found in a field on the outskirts of an English town. There were no marks of violence, and it was doubtful whether death had occurred from natural causes or if the individual had committed suicide. In due course the body was identified, and a gentleman who had been acquainted with the deceased was called upon to give evidence at the inquest. Among other things, he stated that he had always considered him to be a man of marked idiosyncrasies, and his brain was continually excited by his irresistible fondness for chimeras of various kinds. The jury was evidently satisfied with his statement and immediately brought in a verdict that "death was caused by idiosyncrasies forming on the brain in consequence of excessive indulgence in chimeras," adding a rider that "it should be a warning to people to refrain from that and other intoxicating beverages."

A Tartar Courtship.

Among the Tehullan Tartars a curious mode of "popping the question" exists. The Tehullan bachelor in search of a wife, having filled a brand new pipe with fragrant tobacco, stealthily enters the dwelling of the fair one upon whom he has bestowed his affections, deposits the pipe upon a conspicuous article of furniture and retires on tip-toe to some convenient hiding place in the neighborhood, local etiquette requiring that he should execute this strategic movement apparently undetected by the damsel of his choice or any other member of her family. Presently he returns without further affectation of secrecy and looks into the apartment in a casual sort of way. A single glance at the pipe he left behind him enables him to learn the fate of his proposal. If it has been smoked he goes forth an accepted and exultant bridegroom; if not, the offer of his hand and heart has been so irrevocably rejected as not to be even worth a pipe of tobacco.

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Garibaldi-Grillo Decision

Concluded from page 1

question or the answer, if any, thereto).

Ques. Have you ever prospected the ground before?

Ans. No, sir.

Ques. You know that it had gold from other parties telling you, in paying quantities?

Ans. Yes, sir.

Upon cross-examination he testified that there was no gravel upon the surface of the claim; that the ground was covered with a lava cap, and that it was deep in some places.

It did not appear when or by whom he was told that the ground contained gold in paying quantities, nor was it shown that it was known or generally reputed or understood in the community that the ground contained gold, or was valuable for placer mining.

In the case of Miller vs. Christman, 140 Cal., page 444, the supreme court of this state, in discussing the sufficiency of the evidence to prove a discovery of oil, and after referring to the law by which the rules governing the location of placer mining claims is made applicable to oil claim locations, had this to say:

"Giving fullest weight to the testimony, it amounts to no more than this, that Barieau had walked over the land at the time he posted his notice, and had discovered indications of petroleum. He saw a spring and the oil comes out and floats over the water in the summer time, when it is hot. In June, 1905, there was a little water with oil and a little oil with water coming out. It was dripping over a rock about two feet high. There was no pool; it was just dripping a little water and oil, not much water.

We think it clear that such testimony does not establish a discovery within the meaning of the law. To constitute a discovery the law requires something more than conjecture, hope, or even indications. The geological formation of the country may be such as scientific research and practical experience have shown to be likely to yield oil in paying quantities. Taken with this there may be other surface indications such as seepage of oil. All these things combined may be sufficient to justify the expectation and hope that upon driving a well to sufficient depth, oil may be discovered, but one and all they do not in and of themselves amount to a discovery."

This case of Miller vs. Christman was carried to the Supreme Court of United States, and is reported in volume 197 U. S. at page 314, and the judgment declaring the location invalid affirmed, that court saying:

"Giving full weight to the testimony of Barieau, we should not be justified, even in a case coming from a federal court in overthrowing the finding that he had made no discovery. There was not enough in what he claims to have seen to have justified a prudent person in the expenditure of money and labor in exploitation for petroleum.

It is essential to the validity of a location that the discovery of mineral thereon be such that "an ordinarily prudent man, not necessarily a miner, would be justified in expending his time and labor thereon in the development of the property."

Cascaden v. Barieau, 146. Fed. 741. Lindley on Mines, sec. 336.

Where persons, situated as are plaintiffs in this action, who are not in possession and have expended no labor or money in developing a claim, but are asserting title based solely upon an alleged discovery and marking of the boundaries of a claim supposed to contain gold bearing gravel in subterranean channels, and in proof of such discovery show that the ground claimed is on a hill, covered with a lava cap, with no gravel on the surface, and the extent of their prospecting is merely taking out two pans of surface dirt, without any other showing as to the character of the dirt prospected or where it was found or the geological formation of the ground, or whether its character is similar to that where placer gold is usually found, it seems to me that they have failed to make a discovery such that an ordinarily prudent man, not necessarily a miner, would be justified in expending his time and labor thereon in developing of the property and have therefore failed to prove legal title to the property.

As before mentioned, the defendant's claim of title as successors of J. B. Skinner is based upon a deed from M. Skinner to defendants, bearing date August 20, 1902. The description is by legal subdivisions, and describes land in southeast quarter of section 22, while the land in dispute is located in the north-east quarter, and it is the contention of defendants that by the mistake of the scrivener who drew the deed the word south was substituted for the word north, and with this correction the deed gives a perfect description of the twenty acres in controversy. Defendants sought to introduce the testimony of a witness to show that such mistake was made, but the testimony was excluded upon plaintiff's motion.

The testimony of a witness which tends to contradict or limit the operation of a deed should be excluded on motion.

Judson vs. Mallory, 40 Cal., 300

When the language of a deed is explicit and free from ambiguity, extrinsic facts cannot be proved to show that the inten-

tion of the parties was different from that which the words of the deed import.

Castro vs. Tennent, 44 Cal., 258.

Extrinsic evidence is incapable of removing a patent ambiguity in the description of a deed, and a suit in ejectment founded on such deed must fail. The title should be first perfected by an action brought for the reformation of the deed.

2 Devlin on Deeds, sec. 101.

This deed from Christensen however contained a descriptive name, the premises conveyed being referred to as "the Cleveland Consolidated Placer mine," and the deed was admitted in evidence subject to the right of defendants to prove by other testimony that the twenty acres in dispute was known by such descriptive name.

When property has a descriptive name it may be conveyed by that name.

Sec. 1092 Civil Code.

And defects in other part of description may be disregarded.

Hartin vs. Lloyd, 94 Cal., 195.

And evidence that it was generally known and spoken of by such name is received.

Murray s. Tulare Irrigation Co., 120 Cal., 315.

Carter vs. Bacigalupi, 83 Cal., 193.

Hill vs Ho Coy, 1 Cal, app. 163.

There was oral testimony by a number of witnesses at the trial showing that the twenty acres in dispute was known as 'The Cleveland Consolidated Placer Mine'.

Witnesses for plaintiffs however testified that the property was known as 'the Eckart Claim', while one said it was known as the 'Christensen and Skinner diggings'. There was no evidence that defendants grantor Christensen ever referred to the property in controversy as 'The Cleveland Consolidated Placer Mine', but there was documentary evidence that he referred to his mining claims by that name. He filed proof of annual labor upon the 'Cleveland Consolidated Placer Mine, for the years 1898, 1899 1900, and 1901. In his proof for 1898, he includes 'in the Cleveland Consolidated Placer Mine' 1500 acres of land, but only ten acres of the twenty acres here in controversy. In the year 1899, he described the same 150 acres. In 1900 he included the whole twenty acres with fifty acres of other lands while in his proof for 1901, made about eight months before the execution of his deed to defendants he described the Cleveland Consolidated Placer Mine as being twenty acres in the south east quarter of the section, the same erroneous description by legal subdivisions as contained in his deed.

It will thus be seen that there is no evidence that Christensen ever indicated that the boundaries of the Cleveland Consolidated Placer Mine were co-extensive with the property in dispute, and it follows that defendants can not connect themselves with the Skinner location, without a corrected deed from Christensen or an action for the reformation of the same.

Defendants claim that notwithstanding the erroneous description in the Christensen deed they have proved a title by adverse possession for five years, because they based their claims to the twenty acres under the Christensen deed, and that for more than five years preceding the commencement of the action they have performed the necessary annual labor each year in developing the claim by driving the tunnel forward, which by them it is contended constitutes possession under the law as declared in English vs. Johnson, 17 Cal. 109. It was there said:

The taking up of mineral and in pursuance of the mining regulations of the vicinage gives possessory title to the claim just as an entry in the land office . . . but it does not follow, because this is the regular and usual way of obtaining possession, that a possession not so obtained would necessarily be without the protection of the law.

In mining claims we require no other acts, as evidence of possession, than those usually exercised by the owner of such claims. . . . Going on the lead to work it, or even done in proximity and in direct relation to the claim, for the purpose of extracting, or preparing to extract minerals from it, as for example starting a tunnel considerable distance off to run into the claim would be a possession of the claim within the meaning of the rule.

It appears that the boundaries of the mining claim mentioned in English vs. Johnson, were marked out by a small ditch such as mines usually made to designate their lines, which ditch could be easily traced, and that the plaintiffs put up notices, on the ground of what they claimed. While in the present case the testimony showed that at the time of the trial the twenty acres was enclosed by a fence and staked at the corners, but the evidence for the plaintiff showed that all the time they posted their own notice of location there was no fence, no evidence to indicate the boundaries and only a stake or monument at one corner of the claim.

The case of English vs. Johnson was cited in the subsequent case of Hess vs. Winder, 30 Cal. 350, and in that case the plaintiff claimed as do defendants in this controversy that their possession of the entire claim was good without a location, but the court held that the claim was destitute of mon-

uments necessary to indicate the tract of land claimed or to advise the most vigilant observer of the possession claimed, and at page 375 of the decision, it is said:

"That the boundaries of the land claimed for mining purposes must be indicated by such distinct physical marks or monuments as will fairly advertise to all concerned where and what it is, or in other words its extent. Also in the Hess vs. Winder case as here, the parties claimed that as they were in actual possession of a portion of the land and claiming under a deed they were constructively in possession of the whole, even though such deed did not sufficiently indicate the boundaries, but the court disposed of the contention in this language:

"If the deed contains no definite and certain boundaries which can be located, marked out, and made known, it can not have the effect to extend the possession beyond the possessio pedis which is definite, positive and notorious. The deed in question does not contain a description which could aid to extend the plaintiffs possession by construction."

In the case of Gregory vs. Pershaker, reported in 73 Cal. Reports, page 110 et seq., the intervenor having made a location which was found to be subsequent to that of plaintiff, sought to hold possession of the claim by reason of work done in constructing a tunnel thereunder, but the court in deciding against him said:

"As to any claim to the possession (of the mining claim) based on occupancy by the tunnel under a portion of plaintiff's location such occupancy, if it could be considered at all under the statutes would extend only to the space within the walls of the tunnel, and could not be extended beyond them by any rule of constructive possession."

There was evidence on the part of defendants showing that they had actually discovered gold probably in paying quantities within the boundaries of the twenty acres in dispute, which taken in connection with the evidence of marking the boundaries some time prior to the trial and in fact enclosing the claim with a wire fence and the working in the tunnel, would seem to indicate that defendants had perfected a good location to the twenty acres, as the law stood prior to July 1st of this year, when the new act providing for the manner of locating lode and placer mining claims went into effect, but as this discovery is not clearly shown to have been made prior to the filing of defendants cross complaint but on the contrary appears to have been made during the pendency of the trial it is unnecessary to determine whether defendants have thus acquired, a valid location as no relief can be granted in this action, to defendants based upon a title acquired subsequent to the filing of the cross complaint.

A judgment will be entered adjudging that neither plaintiffs nor defendants are entitled to any relief in this action.

Dated Sept. 16th, 1909.

FRED V. WOODS, Judge.

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